

IND.
Ref.
328
I385Lja
1822/23

Accession Number.

51140

Place Number.

528
I 22-23



December 8, 1903

Wm. A. Burford, Lith. 1903

Ind. H. Society
from
J.H.F.
JOURNAL

OF THE

SENATE

OF THE

STATE OF INDIANA,

BEING THE

SEVENTH SESSION

OF THE

GENERAL ASSEMBLY,

BEGUN AND HELD AT CORYDON, IN THE COUNTY OF
HARRISON, ON MONDAY, THE SECOND DAY OF DE-
CEMBER, IN THE YEAR OF OUR LORD EIGHTEEN HUN-
DRED AND TWENTY TWO.

CORYDON, IND.

Printed by C. Carpenter & Douglass.

1892.

SENATE

OF THE

STATE OF INDIANA.

THE SEVENTH SESSION OF THE GENERAL ASSEMBLY
OF THE STATE OF INDIANA, COMMENCED THIS DAY,
CONFORMABLY TO THE CONSTITUTION, AT CORYDON,
IN THE COUNTY OF HARRISON.

MONDAY, DECEMBER 2, 1822.

PRESENT.

From the counties of Wayne and Randolph—the
honorable *Patrick Baird*.

From the counties of Jefferson and Jennings—the
honorable *Brook Bennett*.

From the counties of Gibson and Pike—the honora-
ble *Richard Daniel*.

From the counties of Jackson, Scott, and Bartholo-
mew—the honorable *William Graham*.

From the counties of Vanderburgh, Warrick, and
Posey—the honorable *Elisha Harrison*.

From the counties of Harrison and Crawford—the
honorable *James B. Slaughter*.

From the counties of Knox, Martin and Daviess—the
honorable *Frederick Sholtz*.

The following gentlemen, elected since the last
session of the General Assembly, appeared, produced
their credentials, took the oaths prescribed by the
constitution, as well as the oath against dueling, which
was administered by the honorable Davis Floyd, and
took their seats in the Senate, viz:

51140

From the county of Clark and Floyd—the honorable *John H. Thompson*.

From the counties of Orange, Lawrence and Monroe—the honorable *Samuel Chambers*.

From the counties of Sullivan, Vigo, Green, Owen, Parke and Putnam—the honorable *John Jenckes*.

From the county of Dearborn—the honorable *John Gray*.

From the counties of Fayette and Union—the honorable *Lewis Johnson*.

From the counties of Spencer, Perry, Dubois, and part of Warrick—the honorable *Daniel Grass*.

From the county of Franklin—the honorable *James B. Ray*.

From the counties of Switzerland and Ripley—the honorable *George Craig*.

On motion by Mr. Harrison,

The Senate proceeded to elect a President *pro tempore*, when on counting the votes, it appeared that the honorable William Graham was elected, who being conducted to the chair, expressed his acknowledgements for the honor conferred on him.

On motion by Mr. Baird,

The Senate proceeded to elect a Secretary, when, on counting the votes, it was found that James Dill was elected, who forthwith appeared, took the usual oaths, and entered on the duties of his office.

On motion by Mr. Harrison,

The Senate proceeded to elect an Assistant Secretary, when, on counting the votes, it was found that John H. Farnham was elected, who likewise appeared, was qualified, and entered on the execution of his duties.

On motion by Mr. Slaughter,

The Senate proceeded to the election of a Door-keeper;

Whereupon,

Isaac Ash was found duly elected, who, after taking the usual oaths, entered on the duties of his office.

On motion by Mr. Harrison,

Resolved, That the House of Representatives be informed that the Senate have assembled, formed a quorum, elected William Graham, President *pro tempore*, James Dill, Secretary, John H. Farnham, Assistant Secretary, and Isaac Ash, Door-keeper, and that they are now ready to proceed to legislative business.

Ordered, That Mr. Harrison inform the House of Representatives thereof.

A message from the House of Representatives, by Mr. Ross their clerk.

Mr. President,

I am directed to inform the Senate that the House of Representatives have formed a quorum, and elected General W. Johnson, their Speaker, John F. Ross, chief Clerk, Henry P. Thornton, assistant Clerk, and John Moor, Door-keeper, for the present session, and that they are now ready to proceed to Legislative business.

On motion by Mr. Slaughter,

Resolved, That the rules for conducting business in the Senate, adopted at the last session, be observed during the present session, until otherwise ordered.

On motion by Mr. Thompson,

Ordered, That the Senate adjourn till 3 o'clock this afternoon.

3 o'clock, P. M.

The Senate met pursuant to adjournment.

A message from the House of Representatives by Mr. Ross, their Clerk.

Mr. President,

I am instructed to inform the Senate that the House of Representatives have adopted the following resolution, viz:

Resolved, That a committee of two members be appointed on the part of this House, to act in conjunction

with a similar committee to be appointed by the Senate, to wait on his Excellency Ratliff Boon, Lieutenant and acting Governor, and inform him that the two Houses have formed a quorum, and are ready to receive any communication he may please to make to them, and have appointed Messrs. Beckes & Bullock a committee on their part.

On motion by Mr. Harrison,

Resolved, That a committee of two members be appointed on the part of the Senate, to act with the committee appointed on the part of the House of Representatives, to wait on his Excellency Ratliff Boon, Lieutenant and acting Governor, and inform him that the two Houses of the General Assembly have met, formed a quorum, and that they are ready to receive any communications he may be pleased to make to them, and that the House of Representatives be informed thereof.

Ordered, That Messrs. Harrison and Ray be the said committee, and that Mr. Harrison give information of the same to the House of Representatives.

On motion by Mr. Baird,

Ordered, That a committee of elections be appointed, to whom shall be referred the credentials of the newly elected members;

Whereupon,

Messrs. Baird, Gray and Daniel, were appointed said committee.

A message from the House of Representatives by Mr. Thornton, their assistant clerk—

Mr. President,

I am instructed to inform the Senate that the House of Representatives have adopted the following resolution, viz:

Resolved, That the joint rules for conducting business in the two Houses of the General Assembly at the last session, be adopted as the joint rules for transacting business the present session, and that the Senate be informed thereof, and their concurrence requested,

On motion by Mr. Baird,

Resolved, That the preceding resolution on the part of the House of Representatives be concurred in by the Senate, and that the House be informed thereof.

Ordered, That Mr. Baird carry the information.

The President laid before the Senate a report from Christopher Harrison, agent for the distribution of the three per cent. fund, together with accompanying documents, which were ordered to lie on the table.

On motion by Mr. Harrison,

Resolved, That the following standing committees be appointed, viz:

A committee on Enrolled Bills.

A committee on Ways and Means.

A committee on State Roads.

A committee on Education.

A committee on Military Affairs.

A committee on the Judiciary, and

A committee on the three per cent. fund.

On motion by Mr. Gray,

The Senate adjourned till to-morrow morning 9 o'clock.

TUESDAY, 9 o'clock, DECEMBER 3, 1822.

The Senate met pursuant to adjournment of yesterday.

The following standing committees were appointed by the President, viz:

Committee on Enrolled Bills, Messrs. Harrison and Ray.

Committee on Ways and Means, Messrs. Slaughter, Gray and Daniel.

Committee on State Roads, Messrs. Baird, Bennett, Grass, Jenckes and Ray.

Committee on Education, Messrs. Thompson, Slaughter and Craig.

Committee on Military Affairs, Messrs. Sholtz, Harrison and Johnson.

Committee on the Judiciary, Messrs Daniel, Thompson and Ray.

Committee on the three per cent. fund, Messrs. Chambers, Daniel and Grass.

Mr. Baird from the committee on Elections, reported, that they had examined the credentials of Messrs. Lewis Johnson, James B. Ray, John Gray, George Craig, John H. Thompson, Daniel Grass, Samuel Chambers, and John Jenckes, and find they are duly elected as members of the Senate of the State of Indiana, for the several periods for which they were elected; to wit: Messrs. Thompson and Chambers, for the period of one year each, from and after the first Monday in August, 1822; and Messrs. Johnson, Ray, Gray, Craig, Grass, and Jenckes, for the period of three years each from and after the said first Monday in August, 1822; and,

On motion,

The said report was concurred in.

Mr. Daniel asked, and obtained leave to lay before the Senate, the petition or memorial of William Embree and others, relative to the Seminary fund in Gibson county, which was read, and referred to the committee on Education.

Mr. Harrison from the joint committee, appointed to wait on the honorable Ratliff Boon, Lieutenant and acting Governor, of the State of Indiana, and to inform him that both Houses of the General Assembly had met, formed quorums, and were ready to receive any communications he might be pleased to make to them; reported, that they had performed that duty, and had received for answer, that his excellency will deliver a communication in writing, to both branches of the Legislature, in the Representatives' Chamber, by Robert A. New, Esquire, on this day at 11 o'clock,
A. M.

Mr. Baird asked, and obtained leave to lay before the Senate the petition of Abraham Elliott, late Sheriff and collector of Wayne county,

Which was read, and

On motion,

Referred to a select committee, composed of Messrs. Baird, Johnson, and Daniel.

On motion by Mr. Slaughter,

Resolved, That the committee on Ways and Means, employ some suitable person to print one hundred copies of the Rules for the Government of the Senate, as early as possible.

On motion by Mr. Thompson,

The following resolution was read, to wit:

Resolved, by the Senate, the House of Representatives concurring therein, that be appointed a committee to wait on the honorable Benjamin Parke, and request him in the name of the General Assembly, to communicate in writing, the progress he has made therein, together with his views on the subject of the revision of the laws of this state, if any thing he may have to communicate, and if not, to give his approbation and consent to the repeal of "an act establishing a permanent system of Statute laws in this state, approved December the 17th, 1821."

A message from the House of Representatives by Mr. Thornton, their assistant clerk.

Mr. President,

I am instructed to inform the Senate, that the House of Representatives have adopted the following resolution, viz:

Resolved, by the House of Representatives, that the Senate be informed that this House is now ready to receive them in the Representatives' Hall, for the purpose of receiving the message of his Excellency Ratliff Boon, Lieutenant and acting Governor, and that seats on the right of the Speaker's chair, will be appropriated for that purpose.

The Senate then proceeded to the Hall of the House of Representatives, and took their seats, when the following Message in writing was delivered to both Houses, by R. A. New, Esquire, Secretary of State, on the part of the acting and Lieutenant Governor.

Gentlemen of the Senate,

And of the House of Representatives,

IN meeting you on the present occasion, it is pleasing to announce that no untoward event has transpired connected with the interests of the state, within the period for which it has been necessary for me to attend to the Executive trust and duties:—Under this view of the subject, and the expectation of your receiving a communication in detail from my successor in office, whose constitutional period will commence on the third day of the present session of the General Assembly, I have declined embracing in my communication, various subjects, which may be necessary to claim the attention of the present Legislature, on which, in my conception it will be the province of my successor in office to communicate for your consideration.

The melancholy effect which the peculiarity of the present season has produced to many of our fellow-citizens, as well as to those of our sister states in the Union, is a subject of deep regret; yet we have reason to send forth our gratitude to the Omnipotent disposer of events, that the close of another year has not returned without the usual bountiful supplies of the necessities of life, for the consumption of the citizens of our own state, and a large surplus of produce for exportation, to foreign markets; which, if annually managed by those of our own state, with economy and enterprize, with a gentle forbearance on the part of our fellow citizens, one toward another, will be the only sure foundation on which to rely for relief, from the present embarrassed situation of the country, and which is so ge-

nerally experienced by almost every description of our citizens.

Ways and means for the support of government should occupy the early attention of the legislature, as they are the only proper tribunal to determine what shall be the proper subjects, and manner of taxation. Subjects of the most general interest to the state, are too often omitted until the latter part of the session of the legislature; and consequently produces in the close of a hurried session, various defects in many of our statutory provisions.

It is believed that the present method of assessing and collecting the revenue, is not sufficiently certain in its provisions, to secure the support of the public credit. The assessment of taxes should annually be made, at an earlier period; which would afford more time for collection, and render the payments into the Treasury more certain, and less burthensome to the people. The appointment of a lister in each township, in the several counties, with an exemption from certain other public duties, as a compensation for their services as listers, it is believed would annually secure to the Treasury a more full, and complete amount of revenue, and render the assessment less burthensome to the counties. The numerous amendatory acts relative to the assessment and collection of the revenue, renders it difficult for the listers, and collectors, to discharge their respective duties, with that certainty, which the importance of the measure requires.

The law which requires the governor for the time being, to issue writs of election when the seats of any representative to congress or any senator or representative of this state, shall become vacant, is so indefinite in its character, as to require additional legislative interposition. The law makes no provision, what shall be considered a vacancy, where the person elect has not been qualified into office, and declared to be

duly elected, and more particularly where a cause of contest has been served, and no decision had thereon.

The act to provide for the election of county and township officers, makes it the duty of the governor, when he shall receive the resignation of certain officers therein named, to notify the sheriff of the proper county, or person acting as sheriff; in order that the vacancy may be filled; but makes no provision in case of a vacancy in the office of sheriff, or coroner, at the same time, how any of the aforesaid offices are to be filled.

The constitution provides, that contested elections for governor and lieutenant governor, shall be regulated and conducted in such manner, as shall be prescribed by law; although no cause of contest has arisen since the commencement of the state government, yet the necessity of a law on that subject, is respectfully recommended to your consideration.

The law which makes it the duty of the clerks of the circuit courts to forward certificates of election of governor, lieutenant governor, and representatives to congress, affixes no penalty on those officers of the courts, in case of a failure to perform that duty.

The law passed at the last session of the legislature, which authorizes called courts for the trial of criminal prosecutions, has made no provision for counsel on the part of the state, where there shall be no prosecuting attorney resident in the county, where the offence shall have been committed.

Judgement has been obtained against the corporation of the bank of Vincennes, and commissioners have been appointed to receive the effects of the bank agreeably to the provisions of an act of the last legislature; two of which commissioners have refused to accept of their appointments, which, together with the circumstance of the effects of the bank having been removed from Vincennes, has prevented a further prosecution of the subject.

How far the provisions of an act of the last session of the legislature has been, or will be complied with, relative to a revision of the statute laws of this state, which is so essentially necessary to the furtherance of public justice, is a subject submitted for early consideration.

Many of the counties have not a sufficient number of the acts passed at the different sessions of the legislature, since the commencement of the state government, to enable those officers, for whose use, and information they were intended, to enter with certainty upon the discharge of their relative duties, and more particularly those new counties, within that portion of the state, commonly called the New Purchase; and for which counties there has been no provision made by law, for the distribution of any number of the acts of 1821.

The right of representation, and taxation, within the state, under existing circumstances, presents a subject of the utmost importance and interest to many of our fellow citizens; to which I invite your particular attention. Since the last appointment for senators and representatives, to the general assembly of this state, several new counties have been formed, and organized in that portion of the state, which were not included within the original counties, in consequence of which, from the existing law, will be entitled to no representation in the general assembly, until the year 1826. The fourth section of the first article of the constitution, declares that elections shall be free, and equal; and the same article, and seventh section provides, that no man's particular services shall be demanded, or property taken and applied to public use, without the consent of his representatives, or without a just compensation being made therefor.

Two several communications have been made, and forwarded to the governor of the state of Illinois, pursuant to an act of the last session of the general

assembly of this state, relative to the navigation of the Wabash river, both of which were accompanied with a certified copy of the act relative thereto.

Sundry communications have been received from the governors of other states accompanied with various resolutions of the legislatures of their respective states, among which is one from the governor of Kentucky, soliciting the appointment of one or more commissioners on the part of the state of Ohio, Indiana and Illinois, to negotiate with such commissioner or commissioners, as may be appointed on the part of the state of Kentucky, on the subject of the difficulties existing between those states, with regard to the manner of reclaiming fugitives from labour, which have fled into any of those non-slave-holding states. It is conceived to be a duty which we owe to our sister states, in the union, to guard against every circumstance, which would be calculated in the least, to effect that social intercourse which is so essential to the peace and harmony, due from one state towards another.

The present militia law makes no provision, how elections for officers are to be determined, where two or more are highest, and equal in number of votes. Difficulties have already presented themselves, with regard to the election of general officers, which will be a subject for your consideration.

An agent for the state at Indianapolis, has been appointed and commissioned, to supply the vacancy occasioned by the resignation of general John Carr, whose appointment will expire at the end of the present session of the general assembly.

With an entire confidence in your superior wisdom, those subjects are submitted for your consideration, with the assurance, that it will afford me much pleasure to unite with you in the support of any measure, calculated to promote the best interests of the state, and the happiness of its citizens.

December 3, 1822.

RATLIFF BOON.

And the Senate returned to their Chamber.

On motion by Mr. Baird,

Ordered, That the committee on Ways and Means, be instructed to procure the printing of one hundred copies of the acting Governor's communication, for the use of the Senate; when,

On motion,

The Senate adjourned till 2 o'clock, P. M.

2 o'clock, P. M.

The Senate assembled.

A Message was received from his Excellency the Lieutenant and acting Governor, requesting the Senate to recognize R. A. New, Esq. as his private Secretary, which was read, and ordered on file.

A Message was received from the acting Governor, by R. A. New, Esq. his private Secretary, transmitting certain documents referred to in his written communication of this day, which, together with the accompanying documents was ordered to lie on the table.

A Message was received from the House of Representatives by Mr. Thornton, their assistant Clerk, as follows, viz.

Mr. President,

I am instructed to inform the Senate that the House of Representatives have passed the following resolution, viz:

Resolved, That the Senate be informed that this House will, with the concurrence of the Senate, proceed to open and compare the returns of the votes for Governor and Lieutenant Governor, in the Representatives' chamber this day, at two o'clock, P. M.

When,

On motion by Mr. Baird,

Resolved, That the Senate concur with the House of Representatives in the preceding resolution.

A Message from the House of Representatives, by Mr. Thornton, their assistant Clerk, as follows, to wit:

Mr. President,

I am instructed to inform the Senate that the House of Representatives, are now ready to receive them in their Chamber, for the purpose of counting and comparing the votes given for Governor, and Lieutenant Governor, and that seats are now provided, on the right of the Speaker's Chair, for the members of the Senate, and that Mr. Smith is appointed Teller on the part of the House.

And,

On motion,

Resolved, That the Senate concur therein, and that Mr. Daniel be appointed Teller, on the part of the Senate.

Whereupon,

The Senate proceeded to the Representatives' Chamber, and after taking their seats, the two Houses proceeded to open the Election returns, and count the votes for Governor, and Lieutenant Governor; when, having made some progress therein, a difficulty occurred relative to the reception and recognition of several returns from different counties, some of which were neither directed nor sealed up as the Constitution requires; and the Senate retired to their chamber, when Mr. Slaughter moved the following resolution, which was seconded, to wit:

Resolved, That it is the opinion of the Senate, that the Speaker of the House of Representatives, is the sole judge of the constitutionality of the returns of the election for Governor, and Lieutenant Governor; when, after some discussion on the said resolution, the further discussion thereof was postponed for the present; and the Senate adjourned until to-morrow morning, 9 o'clock.

WEDNESDAY MORNING, DECEMBER 4, 1822

The Senate assembled.

The honorable Marston G. Clark, who arrived yesterday noon, took his seat in the Senate.

A message from the House of Representatives by Mr. Thornton, assistant clerk:

Mr. President,

I am directed by the House of Representatives, to inform the Senate, that they have passed the following preamble and resolution, to which they request the concurrence of the Senate, to wit:

Whereas, on examination of the returns of election for Governor and Lieutenant Governor, as laid before the two Houses, in joint meeting, it appeared that the returns from Scott county, was neither sealed up, nor properly directed to the Speaker of the House of Representatives, and the one from Decatur county, was directed to the secretary of state, instead of the Speaker of the House of Representatives, in consequence whereof, a difference of opinion arose between the Senate and this House, as to the proper disposition to be made of the said two returns, and the Senate withdrew to their chamber.

Resolved, As the opinion of this House, that the Speaker, agreeably to the constitution, is the only proper person to judge of the reception or rejection of the said returns, or any other, depending upon similar circumstances:

Ordered, That the Senate be informed hereof, and a similar resolution requested on their part.

And on the question, will the Senate adopt a similar resolution? it was decided in the negative.

Mr. Thompson asked, and obtained leave to lay before the Senate, the petition of E. Duks and others, praying an alteration in the boundaries of Putnam county, which was read, and with the accompanying documents, referred to a select committee.

composed of Messrs. Thompson, Chambers, Jenckes and Sholtz.

A message from the House of Representatives by Mr. Thornton, their assistant clerk:

Mr. President,

I am instructed to inform the Senate, that the House of Representatives have passed the following resolution:

Resolved, That the Senate be informed that the House is now ready to receive the Senate in joint meeting, in order to proceed in counting the returns of election for Governor and Lieutenant Governor, of this state.

On motion by Mr. Thompson,

Resolved, That the Senate are now ready to proceed to the Representatives' hall, and there, in joint meeting of both branches of the legislature, resume the opening of the election returns, and counting the votes for Governor and Lieutenant Governor.

Ordered, That Mr. Thompson inform the House of Representatives thereof.

On motion by Mr. Thompson,

The resolution received yesterday from the House of Representatives, relative to the revision of the statute laws of this state, was referred to a committee of the whole Senate, and made the order of the day for this day.

And the Senate adjourned until 2 o'clock this afternoon.

2 o'clock, P. M.

The Senate assembled.

The President laid before the Senate a written communication from R. A. New, Esq. secretary of state, as follows, to wit:

SECRETARY'S OFFICE, DEC. 4, 1822.

*To the Honorable,
The President of the Senate of the state of Indiana,*
SIR,

I have the honor to transmit you a copy of the several contracts entered into by the committee on the part of the state, with sundry individuals, for public printing, stationary and fuel.

That your committee have contracted with Messrs. Carpenter and Douglass, for printing the laws and journals of the legislature at their present session, at the prices following, to wit:

Composition at 45 cets. per 1000 m's.

Press work at 45 cts per token.

Folding and stitching 5 cts. per copy.

Paper \$4.00 per ream.

Treasury notes or their equivalent received in payment; that the said Carpenter and Douglass have pledged themselves, that for the sake of public convenience, they will establish a printing office at Corydon; and further, that the work shall be executed in the most unexceptionable manner, and with sufficient dispatch to meet the fullest wishes of both the contractors and the legislature.

That they have contracted with William Truett and William P. Thomasson, for furnishing the General Assembly with stationary, at the following rates, viz:

Letter, or quarto post, at \$5 50 per ream.

Cap writing paper, No. 1, 4 87½ do.

do. 2, 4 50 do.

do. 3, 4 00 do.

Writing quills 1st rate at 3 50 pr. hundred.

2d rate 2 60 do.

3d rate 1 75 do.

All the quills are clarified, and the greatest difference is in the size.

Candles, dipt at 25 cents per pound.

Moulded, at 30 cents per pound.

Ink, at 75 cents per pint, or 25 cents per paper, for the powder.

Other articles furnished reasonably.

That your committee have also contracted with William Daggs, for fuel, at fifty-five cents per day.

All of which is respectfully submitted.

R. A. NEW.

The President also laid before the Senate the following written communication with its accompaniment.

Corydon, 4th Dec. 1822.

SIR,

Permit me herewith to present you with a map of the donation, for the use of the General Assembly.

With sentiments of respect,

I am Sir,

Your most obedient servant,

ALEXANDER RALSTON.

On motion by Mr. Daniel,

Resolved, that the said map be deposited in the office of the secretary of state, which was done accordingly.

On motion by Mr. Clark,

Resolved, That Mr. Alexander Ralston, receive the thanks of the Senate, for the elegant plat of Indianapolis, by him this day presented for the use of the General Assembly.

On motion by Mr. Thompson,

The Senate according to order, resolved itself into a committee of the whole, on the resolution from the House of Representatives, relative to the revision of the statute laws of this state,

Mr. Baird in the chair,

When after some time spent thereon, the commit-

tee rose, reported progress and asked leave to sit again, which was granted.

A message from the House of Representatives by Mr. Thornton, their assistant clerk.

Mr. President,

I am instructed to inform the Senate, that the House of Representatives have passed the following resolution, to wit:

Resolved, That the Senate be informed that the House of Representatives are now ready to receive the Senate in the Representatives' chamber in order to proceed in counting the votes for Governor and Lieutenant Governor for this state, and that the seats, on the right of the Speaker's chair, are appropriated for their reception.

The Senate then proceeded to the Representatives' chamber, where in presence of both Houses, the residue of the election returns were opened by the Speaker and published; and after counting the said votes, the President of the Senate, in presence of both branches of the legislature, announced that William Hendricks was duly elected Governor, and Ratliff Boon Lieutenant Governor, of the state of Indiana, for three years from and after this day.

And the Senate returned to their chamber.

A message from the House of Representatives, by Mr. Thornton, their assistant clerk:

Mr. President,

I am instructed by the House of Representatives to inform the Senate, that the House of Representatives have adopted the following resolution, to wit:

Resolved, by the House of Representatives, that a committee of two be appointed, to act with a similar committee which may be appointed on the part of the Senate, to wait upon William Hendricks, and Ratliff Boon, the Governor and Lieutenant Governor elect, and inform them that they have been in joint meeting of both Houses of the General Assembly, respectively

declared duly elected, and to learn from them when it will be convenient for them to attend in the Representatives' chamber, and take the oaths of office, and the other necessary oaths prescribed by the constitution and laws of the state, and that the Senate be informed thereof, and a similar resolution on their part requested.

On motion,

Resolved, That Messrs. Clark and Ray be appointed a committee on the part of the Senate, to act with a similar committee on the part of the House of Representatives, to wait on William Hendricks & Ratliff Boon, Esquires, and inform them that the two Houses of the General Assembly of the state of Indiana, after counting the votes, legally returned, did on this day, through and by the Speaker of the House of Representatives, publish and declare the said William Hendricks, duly elected Governor, and the said Ratliff Boon, duly elected Lieutenant Governor of the state of Indiana, for the term of three years from this day, and until their successors be duly elected and qualified, and to know of them at what hour they will meet the two Houses of the General Assembly, to take the necessary oaths required by the constitution and laws of the state of Indiana.

Mr. Clark, from the joint committee appointed to carry the foregoing resolution into effect, reported that they had performed that duty, and received for answer, that the parties were now ready, and only waited the pleasure of the Legislature to attend, and take the necessary oaths of office.

A message from the House of Representatives by Mr. Ross, their clerk, as follows, to wit:

Mr. President,

I am instructed to inform the Senate that the House of Representatives have adopted the following resolution:

Resolved, by the House of Representatives, that the

Senate be informed that William Hendricks and Ratliff Boon, the Governor and Lieutenant Governor elect, will now meet both Houses of the General Assembly in the Representatives' chamber, for the purpose of taking the oaths prescribed by the constitution and laws of this state, and that seats on the right of the Speaker's chair are appropriated for the use of the Senate.

Whereupon,

The Senate proceeded to the chamber of the House of Representatives, where, in presence of both Houses, the Governor and Lieutenant Governor elect, took the oaths of office, the oath against duelling, and the oath to support the constitutions of this state and of the United States, which were administered by the hon. Isaac Blackford, one of the judges of the Supreme Court, on which, after a short address from the Governor and Lieutenant Governor, the Senate returned to their chamber.

On motion by Mr. Daniel,

Resolved, That a committee be appointed to wait on the Lieutenant Governor, and conduct him to the chair of the Senate;

Whereupon,

Messrs. Daniel and Slaughter were appointed that committee, who withdrew and forthwith returned and conducted the Lieutenant Governor to the chair.

When,

On motion,

The Senate adjourned untill to-morrow morning, 9 o'clock.

THURSDAY MORNING, DECEMBER 5, 1822.

The Senate met pursuant to adjournment.

On motion by Mr. Thompson,

Resolved, That a committee of two be appointed on the part of the Senate, to act with a similar committee to be appointed on the part of the House of Representatives, to wait on his excellency William Hendricks, and inform him that the two Houses of the General Assembly are now ready to receive any communication he may be pleased to make to them, and to know of him, at what time he will attend for that purpose; and that the House of Representatives be informed thereof, and a similar resolution on their part requested; and Messrs. Thompson and Graham were appointed that committee, on the part of the Senate.

On motion by Mr. Daniel,

Resolved, By the Senate, that the committee on education, appointed by the General Assembly, to devise a plan of education, progressing from township schools to a state university, be requested to report to this House as early as possible.

Mr. Graham gave notice that he would on to-morrow, or on some subsequent day of the present session, ask leave to introduce a bill relative to furnishing the public printer with copies of the laws and journals, as the business of the General Assembly progresses.

A message from the House of Representatives by Mr. Thornton, their assistant clerk.

Mr. President,

I am instructed by the House of Representatives to inform the Senate that they have adopted the following resolution, to wit:

Resolved, That a committee of two be appointed by this House, to act in conjunction with a similar committee to be appointed on the part of the Senate, to wait upon his Excellency the Governor, and learn from him whether he has any communications to make to this House, and if so, at what time they will be made; and that the Senate be informed thereof, and a similar resolution on their part be requested; and that the House of Re-

presentatives have on their part appointed Messrs. Scott and Bullock that committee.

Mr. Daniel offered for consideration the following resolution:

Resolved, That the secretary of the Senate be required to carry into execution the object of all resolutions of this House, by correspondence or otherwise.

On motion,

The Senate took up the several communications from the Governors, and secretaries of state, of various states, relative to proposed amendments to the constitution of the United States; to the appropriation of public lands for the purposes of education; and relating also to slaves escaping from servitude; all of which, with the accompanying documents were severally read, and

On motion by Mr. Ray,

The following resolution was adopted, to wit:

Whereas a variety of communications have been made to the Senate, by the Lieutenant and acting Governor of this state, received by him from a number of the Governors and secretaries of state, of several states in the Union, accompanied with various reports and documents on different subjects, affecting the interests of Indiana; which have been read and heard by the Senate

Therefore,

That the House of Representatives may be made acquainted with the subjects of those communications, and act in conjunction with the Senate thereon:

Be it hereby resolved, that said communications with the accompanying documents, be laid before the Speaker of the House of Representatives, with a request that the same may be referred to a select committee of that House, to act conjointly thereon with a similar committee to be appointed on the part of the Senate, with leave to report by resolution or otherwise; and Messrs. Ray, Clark, Graham and

Baird, were appointed a committee on the part of the Senate, to carry the objects of the foregoing resolution into effect:

Ordered, That Mr. Ray inform the House of Representatives thereof, and request their concurrence thereto.

And the Senate adjourned until 2 o'clock this afternoon.

2 o'clock, P. M.

The Senate assembled.

A message from the House of Representatives by Mr. Thornton, their assistant clerk:

Mr. President,

I am instructed to inform the Senate that the House of Representatives have passed the following resolution:

Resolved, by the House of Representatives, that the two Houses of the General Assembly will convene in the Representatives' chamber, to-morrow at 10 o'clock, A. M. and proceed by joint ballot, to elect an agent for the State of Indiana, to reside at Indianapolis, in the room of John Carr, resigned; and that the Senate be informed thereof, and a similar resolution on their part requested.

Mr. Thompson from the committee appointed to wait on the Governor, reported, that they had performed that duty, and received for answer, that he would attend in the Representatives' chamber this afternoon at three o'clock, and deliver a written message to both branches of the legislature.

Mr. Thompson offered for the consideration of the Senate the following resolution:

Resolved, That a committee of three members be appointed by the Senate, to act with a similar committee which may be appointed on the part of the House of Representatives, to draft a memorial to congress, praying a repeal of so much of the fifth section of the act of congress, to enable the people of the

territory of Indiana, to form a constitution and state Government, and for the admission of said state into the Union, on an equal footing with the original states, passed April 16, 1816, as requires an irrevocable ordinance of this state to prohibit the taxation of all lands sold within said state by the United States, from and after the 1st day of December, 1816, after the sale thereof, for five years, and that the House of Representatives be informed hereof, and a similar resolution requested on their part, and the said resolution was read, and ordered to lie on the table.

The President laid before the Senate the following communication and report from the auditor of public accounts, to wit:

To his Exc. Ratliff Boon, President of the Senate.

AUDITORS OFFICE, 6th DEC. 1822.

SIR,

In obedience to an act of the General Assembly, entitled an act, concerning the auditor of public accounts, and treasurer of state.

I have the honor herewith to transmit you my annual report.

I have the honor to be,

Very respectfully,

Yours, &c.

Wm. H. LILLY.

Aud. Pub. Accts.

The auditor, in obedience to an act of the General Assembly, entitled an act, concerning the auditor of public accounts, and treasurer of state, submits the following report, viz:

There was remaining in the hands of the treasurer on the 17th of November, 1821, provided the warrants audited to that date have been paid at the treasury,

\$ 1,161 28½

There has been received from sundry collectors, from the 17th November, 1821, to the 30th of November, 1822, inclusive, on account of revenue arising for the year 1821, and for balances due for the years, 1818, 1819 and 1820, the sum of

22,068 49

From sundry collectors of revenue for the year 1822, the sum of

898 00

From John Carr, public agent at Indianapolis, on account of monies received from the sale of lots, the sum of

8,003 00

From Elisha Denney superintendant of Rock Lick section, the sum of

41 00

From James Crow late sheriff of Gibson county, for a balance due the territorial government, the sum of

14 80

From Vincennes bank, on deposit, the sum of

60 00

In addition to the above sums, there has been received at the treasury department, in conformity with an act of the General Assembly, approved 3d December, 1821, ten thousand dollars in treasury notes, of the denomination of one dollar each,

10,000 00

Sum total of \$42,246 57³/₄

Within the period above mentioned there has been audited in liquidation of the accounts of the last General Assembly, and incidental expenses attendant thereon, including two hundred dollars appropriated for defraying the expense of house rent, for the use of his Excellency Jonathan Jennings, late Governor, also one hundred and fifty dollars appropriated to John Eastburn and James Besse,

for arresting and bringing from Upper Canada, the late murderer, John Dahmen, also fifty dollars appropriated to be drawn by the secretary of state for the purpose of purchasing two stove pipes, for the use of the Senate and Representatives' chamber; in all the sum of

8,113 98

In liquidation of the accounts of the judiciary department, the sum of

4,252 00

In liquidation of the contingent expenses of government, the sum of

526 80

In liquidation for public printing, the sum of

2056 60

In liquidation for stationary for the last General Assembly, the sum of

208 00

In liquidation for fuel for the last General Assembly, the sum of

26 43

In liquidation of militia expenses, the sum of

217 64

In liquidation of the allowance to county censors, the sum of

9 56

In liquidation for wolf scalps, the sum of

16 00

In liquidation of the allowance to the committee on education, the sum of

210 00

In liquidation for postage on public letters, the sum of

100 00

In liquidation of the expenses of laying off a town, on the sight selected for the permanent seat of Government, including the public agent's third quarters salary for the year 1821, and also forty dollars to the auditor of public accounts, and eighty dollars and three cents, to the treasurer of state, it being the amount of their per centum allowed upon all monies paid into the treasury, arising from the sale of the lots of the town afore-

said, and agreeable to the provisions of an act of the General Assembly, approved 6th January, 1821, the sum of 2,224 20

In liquidation of territorial warrants outstanding, the sum of 27 61

In liquidation of the executive department the sum of 1,945 80

In liquidation of the attorney general's salary, the sum of 150 00

In liquidation of the appropriations made relative to the state prison, the following sums, viz. five hundred dollars as an additional allowance to the undertakers, Robert Gray and Reuben H. Murray; also the sum of five hundred dollars, for defraying the expenses of convicts confined therein, making in all the sum of 1,000 00

There has been paid at the treasury department, in liquidation of the debt due the bank of Vincennes, the sum of twenty one thousand two hundred dollars, in discharge of the principal and interest on the three first bonds due; also the sum of three thousand nine hundred and sixty four dollars and thirty three cents, being a partial payment on the fourth bond, for five thousand dollars, due the first day of January next, making in all the sum of 25,164 33

Sum total of \$46,248 95

Making a deficit to meet the claims audited to this date of 4,002 37½

From the quarterly returns made to this office, there is due from John Carr, late agent at Indianapolis, the sum of 605 05

Also from James Milroy, the present agent, the sum of 875 35

Making a sum total of \$1,480 40

Amount of balances due from sundry collectors, for the years 1819, 1820 and 1821, the sum of 1,290 89

From duplicate returns to this office, the revenue for the year 1822, after deducting the commission allowed for collection, amounts to the sum of 23,740 20

And from the counties of Ripley, Jennings, Scott, Jefferson, Bartholomew, Daviess, Sullivan, Posey, Pike, Spencer, Shelby and Putnam, no duplicates have been received, but the amount derived from thence, may be estimated exclusive of the allowance for collection, at the sum of 6,259 80

Making a sum total of 30,000 00

In addition to the demands upon the state there will be due on the first day of January next, the sum of one thousand five hundred and seventy dollars, and fourteen cents, it being a balance of the principal and interest due on the fourth bond given to the bank of Vincennes. There will be due at the same period the farther sum of six hundred and ninety six dollars, for interest on the balance of the public debt, making in all the sum of \$ 2,266 14

of All of which is respectfully submitted.

WILLIAM H. LILLY,

Auditor of Public Accounts.

The President laid before the Senate the following report, from Daniel C. Lane, Esq. treasurer of state:

To his Exc. Rathliff Boon, President of the Senate.

The treasurer in obedience to an act of the General Assembly, entitled an act, concerning the auditor of public accounts, and treasurer of state, submitted the following report:

That there was remaining in the hands of the treasurer, on the 17th day of November, 1821, the sum of four thousand four hundred and seventy six dollars, and seventy nine cents, \$ 4,476 79

That from the 17th day of November, 1821, to the 30th day of November, 1822, inclusive, there has been paid into the treasury, by sundry sheriffs, and other collectors of the revenue, the sum of twenty two thousand one hundred and sixty nine dollars, and forty nine cents, 22,169 49

By the representative of James Crow, late sheriff of Gibson county, for monies due under the territorial government, the sum of fourteen dollars eighty cents, 14 80

By John Carr, late agent and receiver of public monies, at Indianapolis, the sum of eight thousand and three dollars, 8,003 00

By the sheriff of Franklin county, for the revenue of 1822, the sum of eight hundred and fifty dollars, 850 00

By the sheriff of Dearborn county, for the revenue of 1822, the sum of forty eight dollars, 48 00

From Silas T. Toncray, an engraver, ten thousand treasury notes of the denomination of one dollar each, making the sum of 10,000 00

Making a sum total of forty five thousand

five hundred and sixty two dollars, and eight cents, \$45,562 08

Within the periods above mentioned, there has been paid at the treasury in discharge of the contingent expenses of government, the sum of 529 80

For wolves destroyed, the sum of 12 00

To county censors, the sum of 9 56

To the committee on education, the sum of 140 00

For postage, the sum of 100 00

In payment of Executive officers the sum of 1,595 80

In discharge of militia claims, the sum of 231 97

To the attorney general, the sum of 100 00

In payments for public stationary, printing, fuel, &c. the sum of 2,291 03

In payment of territorial warrants, the sum of 27 61

In payment of the officers of the judiciary, the sum of 3,564 00

In payment of seat of government account, the sum of 1,722 61

To the President of the board of commissioners of the state prison, the sum of 1,000 00

In payment of the members of the General Assembly, and incidental expenses attendant thereon, including those claims provided for by special appropriation, as well as general, the sum of 8,091 77

In payment of those bonds given by the state, to the state bank, the sum of 25,164 33

Making in all the sum of \$44,578 48

Leaving a balance in the hands of the treasurer on this day of 983 60

And out standing claims in the legislative department, of 22 21

In the seat of government account, the sum of	501 59
In the judiciary department, the sum of	2,036 00
In the executive department, the sum of	605 00
To the committee on education, the sum of	70 00
To the attorney general, the sum of	100 00
To the engraver of treasury notes, the sum of	175 00

Making in all the sum of \$3,509 80

All of which is respectfully submitted,

D. C. LANE,
Treasurer of State.

A message from the House of Representatives, by Mr. Thornton, their assistant clerk, as follows, to wit:
Mr. President,

The House of Representatives have adopted the following resolution:

Resolved, That the Senate be informed that seats are prepared on the right of the Speaker's chair, for the reception of the Senate, for the purpose of receiving the message of his Excellency the Governor.

Whereupon,

The Senate proceeded to the chamber of the House of Representatives, where his Excellency William Hendricks, through Robert A. New, Esq. secretary of state, delivered to both houses the following message in writing.

Gentlemen of the Senate,

And of the House of Representatives,

MEETING you for the first time, at the period and in the manner pointed out by the constitution, I am happy in being relieved from the details of a communication, which under different circumstances it might be my duty to make, and which usage and custom would authorize you to expect.

From my predecessor you have those events in the administration of the government which have transpired since the last meeting of the General Assembly, and your attention has been directed to those defects in our code of laws which it has been deemed important to remedy.

Coming from every district in the state, you will better know the wants and the wishes of the people on all subjects of local and municipal regulation, subjects on which you have already entered, and on which it would be imprudent in me to interrupt your deliberations.

Though the embarrassed state of the public finances, and the pecuniary affairs of many of our fellow citizens be matter of much regret; I am happy in being able to congratulate you on the agricultural and social happiness of the state. At no period of our history have the productions of our soil been more abundant of the necessaries and the comforts of life, than during the present year, and at few periods has emigration afforded to us greater accessions of population than the present.

The subject of the revenue is already before you. The great defects of the present system are ably and minutely pointed out in the communication you have received. On this subject, however, permit me further to remark, that the assessments of the revenue applicable to the *ensuing* year, are estimated to exceed the expenditures of the *present* year, seven thousand dollars.

In this view of the subject, should entire collections be made, and the expenditures of the next year not exceed those of this, there would be found in the treasury at the close of that year, a sum sufficient to meet the ordinary demands of that year, and a considerable surplus to be applied to the principal and interest of the state debt. But sufficient information is not yet obtained to determine with any kind of certainty, the ef-

fects of the system adopted by the preceding legislature.

Delay and uncertainty are prominent defects in our system. Greater expedition and absolute certainty in the collections would enable us to lessen the burdens imposed on our fellow citizens, and retain a revenue competent to the maintenance of the public credit, the current expenses of the government, and the disbursement of the public debt in a short period of time.

It would give me great pleasure to co-operate at this time in a work so desirable. But it is not to be expected that the legislature would materially change a system of revenue, before they can be informed of the sufficiency or insufficiency of that system. By so doing, the responsibility of the system adopted would be borne by those who adopted it, while they would legislate in the dark, both in doing away the old system, and in enacting the new.

Twenty thousand dollars of the revenue applicable to the ensuing year are pledged and appropriated for the redemption of a like sum of treasury notes, authorized to be put in circulation by a law of last session. This will create a deficit of that amount, for the service of the year, to be supplied as you may direct, by a loan, or the issue of treasury notes.

In the revenue of the present year, we shall reap the first fruits from lands sold by the general government, within the limits of the state, since the first day of December, 1816. This source of revenue will be continually growing, and is *that*, to which we may look with certainty, for the extinction of the state debt, and for the diminution of our taxes in support of the government.

To this source of revenue we may look with the most agreeable prospect. But in doing this we ought not to lean too much upon it. Its proceeds at present must be very small, and it would not be good policy to increase the public debt, with this prospect of pay-

ment. By so doing, we would take upon us a responsibility which would outlive the motives inducing it. We would pursue a policy exhausting to ourselves, in the payment of heavy sums of interest, and creating a burden for those who come after us, which under ordinary circumstances we have no right to impose.

The amount of revenue advisable to be sustained at this period of the state government, would seem to be that, which will defray the current expenses of the government, and commence the gradual payment of the state debt. This amount from the source just named, will be increasing every year, and give us prospects of release from fiscal embarrassments at no distant day.

The payment for our lands; the extensive consumption of European goods amongst us, and the want of a market for our surplus produce, has put the balance of trade largely against the western country, and produced general and individual distress. But the improvement of the means within our power; the industrious pursuits of agriculture, a resort to domestic fabrics to the greater exclusion of foreign merchandize, is relieving, and will continue to relieve us, from the ruinous tendencies of former times. The fertility too, of our extensive soil; and the tide of emigration from almost every state, guarantees to us at no distant day, a rank among the first states in the Union. The great interests of the state, are agriculture and domestic manufactures. *With them and for them*, but little at this time seems necessary to be done; and that legislation is the best, which imposes the lightest burdens on the one, and most encourages the other.

If asked on this, or any other occasion, for the principles which should direct us in the administration of the government, my answer would be this. Our intercourse with the general and state governments, should be of the most harmonious kind. The government ought to be administered in the exercise of that frugality and economy, which every prudent man em-

plays in his own affairs. This will include the maintenance of the public credit, and the payment as speedily as we can, of the state debt. Expenditures of the public money should be vigilantly guarded, and all needless expenses, avoided. The revenue thus reduced by every possible economy, should be a sound one; that being paid by the honest hand of industry, it might not be exposed to a process of brokerage, exchange and depreciation, from which the present system of treasury notes cannot be protected.

We ought to leave free and unshackled, as far as we can, our resources for improvement, and purposes, which the interests of the state may hereafter require, if not of our hands, at the hands of those who succeed us. In this way we shall best discharge our own duties, and best consult the interests of the community. Let us not loose sight of those great objects, to which the means of the state should at some future day be devoted—The navigation of the falls of the Ohio—the improvement of the Wabash, the White rivers, and other streams, and the construction of the national and other roads through the state. But to these objects, great as they are, the fostering hand of the government cannot be extended, while its finances are embarrassed by a state debt.

You have already before you the unrepresented situation of several new counties of the state. To this subject permit me to ask your favorable attention.

For defraying the expenses of transferring convicts to the Penitentiary, it is believed that no provision is yet made by law. From the contiguity of some counties, and the remoteness of others, equal justice would seem to require that this should be a state, and not a county charge. A further appropriation is also requisite for that institution. This seems necessary, not only for its prosperity, but for its existence.

At the last session of congress a law passed authorizing the selection of school lands for Clark's Grant, and

that part of the Vincennes Donation Tract for which no selections had previously been made. The propriety of legislative provision for the protection and improvement of the property thus acquired, is respectfully submitted.

That our fellow citizens may participate in the choice of a chief executive magistrate of the Union, it is necessary that provision be made by law. This ought to be done at the present or the ensuing session.

In your deliberations on these, and all other subjects which your wisdom may suggest, permit me to assure you of all the co-operation and aid, which it may be within my power to afford.

WILLIAM HENDRICKS.

December 5, 1822.

And the Senate returned to their chamber.

On motion by Mr. Gray,

Ordered, That the committee on ways and means, procure the printing of one hundred copies of his Excellency's communication for the use of the Senate.

Mr. Slaughter moved the adoption of the following resolution:

Resolved, That the Senate will meet the House of Representatives in the Representatives' chamber, to-morrow at 10 o'clock, A. M. for the purpose of electing by joint ballot, an agent for the state of Indiana, to reside at Indianapolis, in the place of John Carr, resigned, and that be appointed teller on the part of the Senate, and that the House of Representatives be informed thereof.

Ordered, That Mr. Slaughter be appointed teller on the part of the Senate, and that he inform the House of Representatives of the adoption of the preceding resolution.

On motion by Mr. Clark,

Resolved, That a committee be appointed on the part of the Senate, to act with a similar committee; to

be appointed on the part of the House of Representatives, for the purpose of examining the offices of the auditor and treasurer, and also to enquire into the official conduct of the said officers in compliance with a request this day signified to the Senate on the part of the said officers, and make report thereon, and that the House of Representatives be informed thereof, and a similar resolution requested on their part.

Ordered, That Messrs. Clark, Daniel, Chambers, Gray, Jenckes and Ray, be the said committee, and that Mr. Clark give information thereof to the House of Representatives.

On motion,

Ordered, That the Senate adjourn until to-morrow morning, 9 o'clock.

FRIDAY MORNING, DECEMBER 6, 1822.

The Senate assembled pursuant to adjournment.

Mr. Thompson from the select committee to whom was referred the petition of Ephraim Duks and others, reported a bill to amend an act, entitled an act, for the formation of a new county, out of Owen and Vigo counties, and north of Owen, approved December 31, 1821, which was read the first time, and

On motion,

The rules of the Senate having been dispensed with, was read a second time.

On motion by Mr. Thompson,

The said bill was referred to the committee of the whole and made the order of the day for to-morrow.

Mr. Johnson asked, and obtained leave to lay before the Senate the petition of Stanhope Royster and others, which was read, and ordered to be referred to the committee on the three per cent. fund.

On motion by Mr. Graham,

The following resolution was adopted:

Resolved, That the secretary of the Senate be authorized to contract with some person for a suitable writing desk, for the use of the secretary and assistant secretary of the Senate, and also a suitable platform, on which the president's chair may be placed.

On motion by Mr. Sholtz,

The following resolution was adopted:

Resolved, That this House now proceed to the election of an enrolling clerk, and sergeant at arms, for the Senate, to be sworn into office, when business presents itself.

On motion by Mr. Thompson,

The ayes and noes were called for on the adoption of the preceding resolution; when it appeared that,

Messrs. Baird,

Chambers,

Daniel,

Graham,

Grass,

Gray,

voted in the affirmative; and

Messrs. Bennett,

Craig,

in the negative.

Harrison,

Jenckes,

Johnson,

Ray and

Sholtz, —11,

Slaughter and

Thompson, —4,

Whereupon,

The Senate proceeded to the election of the said officers, and on counting the votes, it appeared that Rollin C. Dewey, was duly elected enrolling clerk, and Martin M. Ray, sergeant at arms, to be called on and sworn into office, when their services are required.

The following message was received from the House of Representatives by Mr. Scott, a member:

Mr. President,

I am directed by the House of Representatives, to inform the Senate that the House of Representatives

are now ready to receive the Senate in the Representatives' hall, for the purpose of proceeding to the election of an agent for this state, to reside at Indianapolis, and that seats are prepared on the right of the Speaker's chair, for their reception, and that Mr. Scott is appointed teller on the part of the House of Representatives.

Ordered, That Mr. Slaughter be appointed teller on the part of the Senate in the election above referred to.

The Senate then proceeded to the Representatives' chamber, and on counting the votes, it appeared that Bethuel F. Morris was duly elected agent for the state of Indiana, to reside at Indianapolis.

When the Senate returned to their chamber.

On motion,

Ordered, That Mr. Clark have leave of absence until Monday next.

Mr. Thompson offered a resolution on the subject of stationary, for the consideration of the Senate, which was ordered to lie on the table.

Mr. Graham, pursuant to notice, introduced a bill providing for the more speedy printing of the acts of the General Assembly; which was read the first time, and

On motion,

The rules requiring bills to be read on three several days, were dispensed with, and the bill read the second time, and referred to the committee of the whole; and made the order of the day for to-morrow.

On motion by Mr. Ray,

The following resolution was adopted:

Resolved, That whenever hereafter any resolution shall be negatived in the Senate, it shall not be the duty of the secretary to notice it in the journals, except on request of a member.

The President laid before the Senate, a report from the treasurer of state, with accompanying documents, which were read and referred to the committee of ways and means.

On motion by Mr. Daniel,

The following resolution was adopted:

Resolved by the Senate, that a committee be appointed on the part of the Senate, to act with a similar committee, to be appointed on the part of the House of Representatives, to enquire into the expediency or inexpediency, of leasing the several seminary townships, in this state, for the time and term of ninety nine years, renewable forever, upon the principle, that the highest bidder, his heirs or assigns, for each half quarter section, shall pay six per centum per annum, upon such bid forever, the said half quarter section to be forever held liable to the payment of such interest, and subject to forfeiture and reversion to the state upon failure to pay such interest, by the party or his agent legally interested; that the said committees report to their respective Houses by bill or otherwise; that the House of Representatives be informed of the passage of this resolution, and requested to adopt a similar one.

Ordered, That Messrs. Daniel, Slaughter, Ray, Thompson and Graham be said committee, and that Mr. Daniel carry information of the same to the House of Representatives.

Mr. Thompson asked, and obtained leave to lay before the Senate the petition of Robert Brenton and others, relative to the purchase of a reserved lot in Indianapolis, which was read and referred to a select committee, composed of Messrs. Thompson, Slaughter, Daniel and Graham.

On motion by Mr. Thompson,

The Senate resolved itself into a committee of the whole, on the resolution relative to the revision of the statute laws of this state,

Mr. Baird in the chair,

When after some time spent thereon the committee rose, reported progress, and asked leave to sit again, which was refused. And

On motion,

The further consideration of the said resolution was indefinitely postponed.

Mr. Slaughter offered for consideration the following joint resolution:

Resolved, By the General Assembly of the state of Indiana, that _____ be appointed to wait on the honorable Benjamin Parke, with a copy of this resolution, and to learn of him how far he has progressed in the revision of the statute laws of this state, pursuant to a law of the last General Assembly, and report the same to this General Assembly without delay; this resolution to take effect from and after its passage.

Which resolution was read a first time, and

On motion,

The rule requiring bills and resolutions to be read on three several days was dispensed with.

And the said resolution was read a second time, referred to a committee of the whole Senate, and made the order of the day for this day; and

On motion by Mr. Ray,

The Senate resolved itself into a committee of the whole, on the said resolution, Mr. Graham in the chair, and after some time spent therein, the committee rose, reported the said resolution, with an amendment thereto, by inserting the name of Martin M. Ray in the blank; and asked the concurrence of the Senate thereto; which amendment was concurred in. And

On motion,

The said resolution was ordered to be engrossed for a third reading this afternoon.

And the Senate adjourned until 2 o'clock this afternoon.

2 o'clock, P. M.

The Senate assembled.

On motion by Mr. Graham,

Resolved, that the secretary of the Senate shall, un-

der the direction of the president thereof, amend and perfect the titles of all bills and joint resolutions previous to their being sent to the other house for concurrence.

Mr. Ray laid before the Senate the petition of Benjamin Mills, administrator of John Paul, deceased;

Which was ordered to be read, and

On motion,

Was referred to a select committee, composed of Messrs. Ray, Grass, Bennett and Johnson, to report thereon by bill or otherwise.

An engrossed joint resolution of the General Assembly, entitled, "a joint resolution relative to the revision of the statute laws of this state," was read a third time and passed.

Ordered, That Mr. Slaughter inform the House of Representatives thereof, and request their concurrence therein.

Mr. Graham laid before the Senate the petition of Jesse B. Durham, and others, praying an alteration in the state road leading from Mauk's ferry to Indianapolis; and

On motion,

The said petition was read and referred to the committee on the three per cent. fund.

On motion,

Mr. Graham was added to the committee on the three per cent. fund.

On motion by Mr. Thompson,

Resolved, That the judiciary committee be instructed to draft and lay before this House a bill defining a particular period in each year hereafter when the statute laws of this state shall be in force, and defining the manner in which that period shall be determined.

On motion by Mr. Graham,

Resolved, That any member presenting a petition which may be referred to the committee on the three

per cent. fund, shall be considered as a member of said committee while acting on the subject to which such petition may refer.

And the Senate adjourned until to-morrow morning, 9 o'clock.

SATURDAY MORNING DECEMBER 7. 1832.

The Senate assembled pursuant to adjournment.

The following message was received from the House of Representatives, by Mr. Scott, a member.

Mr. President,

I am instructed to inform the Senate that the House of Representatives have adopted the following resolution:

Resolved, that a committee on enrolled bills be appointed on the part of this House, to act in conjunction with a similar committee on the part of the Senate, that the Senate be informed thereof, & a similar committee requested on their part, and that Messrs. Scott, Hawk and Smith are appointed said committee on the part of the House of Representatives.

On motion,

Mr. Jenckes was added to the committee on enrolled bills; and

Ordered, That Mr. Ray inform the House of Representatives of the names of the committee on enrollments, on the part of the Senate.

A message from the House of Representatives by Mr. Ross, their clerk.

Mr. President,

I am instructed to inform the Senate that the House of Representatives have this day passed a joint resolution, which originated in the Senate, relative to the revision of the statute laws of this state.

On motion by Mr. Daniel,

The two messages in writing from the Lieutenant Governor, and Governor, were referred to a committee of the whole Senate, and made the order of the day for Monday next.

On motion,

Messrs. Sholtz and Slaughter are appointed a committee on unfinished business.

Mr. Thompson asked and obtained leave to introduce a bill on the subject of impeachments; which was read the first time and ordered to a second reading on Monday next.

Mr. Baird, from the committee to whom was referred the petition of Abraham Elliott, reported a bill for his relief, which was read a first time and ordered to a second reading on Monday next.

Mr. Grass asked and obtained leave to lay before the Senate the petition of Alfred Baldwin, and others, on the subject of changing the state road in Warrick county, which was read and referred to the committee on the three per cent. fund.

Mr. Baird presented the petition of Samuel Charles, and others, praying alterations in the state road in Wayne county, which was read and referred to the same committee.

Mr. Gray presented the petition of John Spencer, Sheriff of Dearborn county, which was read and referred to a select committee, composed of Messrs. Gray, Slaughter and Ray.

Mr. Chambers presented the petition of T. R. Ballard, and others, from the counties of Morgan, Delaware, &c. which was read, and referred to a select committee, consisting of Messrs. Chambers, Jenckes, Graham and Sholtz.

Mr. Thompson, from the committee on the judiciary, reported a bill, defining a certain period at which the statute laws of this state shall take effect and be in force; which was read the first time, and ordered to a second reading on Monday next.

On motion by Mr. Graham,

The Senate resolved itself into a committee of the whole, on the bill to provide for the more speedy printing of the acts and joint resolutions of the General Assembly, Mr. Slaughter in the chair;

When,

After some time spent therein, the committee rose and reported the bill without amendments; when,

On motion,

The Senate concurred in the report of said committee.

The bill was then read a third time and passed.

Ordered, That Mr. Graham inform the House of Representatives thereof.

On motion,

The Senate again resolved itself into a committee of the whole on the bill to alter the bounds of Putnam county, Mr. Chambers in the chair, and after some time spent therein, the committee rose, reported progress, and asked leave to sit again, which was granted.

Mr. Baird presented the petition of Hiram Matthews and others, which was read and referred to the committee on the petition of Ballard and others.

Mr. Ray from the joint committee on enrolled bills, reported that the committee had compared the enrolled joint resolution of the general assembly, relative to the revision of the statute laws of this state, with the engrossed, and find the same to be duly enrolled.

A message from the House of Representatives by Mr. Thornton, their assistant clerk:

Mr. President,

I am instructed to inform the Senate, the Speaker of the House of Representatives has signed a joint resolution relative to the revision of the statute laws of this state, which joint resolution was signed by the President of the Senate, and handed over to the committee on enrolled bills, to be presented to the Governor for his approval or rejection.

Mr. Ray from the committee on enrolled bills, reported that he had this day laid before the Governor, for his approval and signature, a joint resolution relative to the revision of the statute laws of this state.

And

On motion,

The Senate adjourned until Monday morning, 9 o'clock.

MONDAY MORNING, DECEMBER 9, 1822.

The Senate assembled.

On motion by Mr. Graham,

Ordered, That the public printer be instructed to print two hundred and sixty copies of the journals of the Senate at their present session; and that the secretary of the Senate furnish the printer with the journals as soon as convenient for that purpose.

Mr. Ray from the select committee on the subject, reported a bill authorizing Benjamin Mills, administrator of the estate of John Paul, deceased, to lay out certain monies in wild lands; which was read a first time; and ordered for a second reading on Tuesday.

Mr. Baird asked, and obtained leave to lay before the Senate, the petition of Sarah Cline, which was read and referred to a select committee, composed of Messrs. Baird, Johnson and Ray, to report thereon by bill or otherwise.

Mr. Thompson asked, and obtained leave to lay before the Senate, the petition of Westell S. Calkins; which was read, and referred to a select committee, composed of Messrs. Thompson, Bennett and Grass.

The Senate according to order, proceeded to the second reading of the bill, defining a certain period at which the statute laws shall be in force in this state,

and the said bill was committed to a committee of the whole Senate, and made the order of the day for to-morrow.

On motion,

The Senate again resolved itself into a committee of the whole, on the bill, to amend an act, for the formation of a new county, out of the counties of Owen and Vigo, and north of Owen county, and for other purposes,

Mr. Chambers in the chair,

And after some time spent therein, the committee rose.

Mr. President resumed the chair;

And Mr. Chairman reported, that the committee of the whole had, according to order, had under consideration the bill, to amend an act, for the formation of a new county, out of the counties of Owen and Vigo, and north of Owen county, and for other purposes, and had instructed him to report the same without amendment.

And the said bill was read a second time, and ordered to be engrossed for a third reading to-morrow.

On motion,

The Senate according to order, resolved itself into a committee of the whole, on the several messages of the Lieutenant and acting Governor, and Governor of this state,

Mr. Baird in the chair,

And after some time spent therein, the committee rose.

Mr. President resumed the chair,

And Mr. Chairman reported, that the committee of the whole Senate, had according to order, taken under consideration the messages of the Lieutenant and acting Governor, and of the Governor of this state; and had adopted sundry resolutions thereon, which he was instructed to report, as follows, to wit:

Resolved, That so much of the Lieutenant and

acting Governor's message, as relates to issuing writs of election to fill vacancies, together with so much as relates to the election of county and township officers, and also so much as relates to contested elections for Governor and Lieutenant Governor, be referred to the committee of elections.

Resolved, That so much of said message as relates to clerk's forwarding certificates of election for Governor and Lieutenant Governor; together with so much as relates to the revision of the laws; and also so much as relates to the distribution of an additional number of the acts of this state in new counties; as also so much as relates to representation and taxation, be referred to a select committee, with leave to report thereon by bill or otherwise.

Resolved, That so much of said message as relates to the judgment obtained against the bank of Vincennes, together with so much as relates to the communication from the state of Illinois on the subject of the Wabash navigation, be referred to the committee on the judiciary.

Resolved, That so much of said message as relates to the communications of the Governors of other states, and one from the state of Kentucky, be referred to the joint committee of both houses appointed on that subject.

Resolved, That so much of said message as relates to military affairs be referred to the committee on that subject.

Resolved, That so much of his Excellency the Governor's message as relates to the transferring of convicts to the penitentiary, and a further appropriation for that institution, be referred to a select committee.

Resolved, That so much of said message as relates to the school lands in Clark's Grant and the Vincennes Donation be referred to the committee on education.

Resolved, That so much of said message as relates

to the choice of a chief executive magistrate of the Union, be referred to the committee already appointed on that subject; and requested him to ask the concurrence of the Senate therein. And

On motion,

The said several resolutions were concurred in.

Ordered, That Messrs. Thompson, Harrison and Daniel be appointed a committee on the second of the foregoing resolutions, and that Messrs. Graham, Thompson and Gray, be the committee on the sixth of the foregoing resolutions, with leave to report thereon by bill or otherwise.

On motion,

Rollin C. Dewey, the enrolling secretary for the Senate, was called in, and the oath of office administered to him by the honorable Isaac Blackford.

On motion by Mr. Harrison,

Resolved, That a committee be appointed to enquire into the expediency of abolishing the board of county commissioners, and vesting their powers and duties in boards of magistrates, to be organized for that purpose, and that said committee further enquire into the expediency of a general retrenchment of county expenditures, with leave to report by bill or otherwise.

A message from his Excellency the Governor, by R. A. New, Esq. secretary of state.

CORYDON, 9th DECEMBER, 1822.

The Hon. Ratliff Boon, President of the Senate.

Permit me to inform you, and through you the Senate, that I have appointed John W. Payne, Esquire, my private secretary.

With much respect,

Your obedient servant,

WILLIAM HENDRICKS.

Mr. Daniel asked, and obtained leave to introduce a bill, supplemental to an act, to provide for the

election of representatives to the Congress of the United States, approved January 3, 1822; which was read the first time and ordered for a second reading on to-morrow.

Mr. Ray laid before the Senate for their consideration a resolution relative to memorializing congress on the subject of taxing lands entered since December, 1816; which was read, and ordered to lie on the table.

Mr. Jenckes asked, and obtained leave to lay before the Senate the petition of Richard M'Cafferty and others, praying for the formation of a new county, off the county of Wabash; which was read and referred to a select committee consisting of Messrs. Jenckes, Sholtz, Graham and Baird.

On motion by Mr. Jenckes,

Resolved, That the committee on the judiciary be discharged from any further consideration of that part of the Governor's message, relating to the several communications made and forwarded to the Governor of the state of Illinois, pursuant to an act of the last session of the General Assembly of this state, relative to the navigation of the Wabash river, &c. and that it be referred to a select committee, with leave to report by bill or otherwise.

Ordered, That Messrs. Jenckes, Daniel and Sholtz, be said committee.

A message from his Excellency the Governor, by Mr. Payne, his private secretary:

Mr. President,

I am requested by his Excellency the Governor to notify the Senate that he did, on the 7th instant, approve and sign a joint resolution of the General Assembly, relative to the revision of the statute laws of this state, which resolution originated in the Senate.

On motion

The Senate adjourned until to-morrow morning 9 o'clock.

TUESDAY MORNING. DECEMBER 10, 1822.

The Senate met pursuant to adjournment.

When in consequence of the sudden illness of the secretary, the Senate,

On motion,
Adjourned until 2 o'clock this afternoon.

2 o'clock, P. M.

The Senate met pursuant to adjournment.

Mr. Thompson from the committee to whom was referred the petition of Robert Brenton and others, reported a bill to authorize the agent of the state, at Indianapolis, to sell lot No. five, in square No. fifty seven, in the town of Indianapolis; which was read the first time, and ordered to a second reading on to-morrow.

A message from the House of Representatives, by Mr. James, a member, as follows, to wit:

Mr. President,

I am instructed to inform the Senate, that the House of Representatives have passed an engrossed bill, entitled an act legalizing the proceedings of the board of county commissioners of the county of Decatur, in which they ask the concurrence of the Senate.

The President laid before the Senate the following report of Martin M. Ray:

To his Exc. Ratliff Boon, President of the Senate,

SIR,

The undersigned, appointed by a joint resolution of both Houses of the General Assembly, to wait upon the honorable Benjamin Parke, to know what progress he has made in the revision of the statute laws of this state, &c. has performed that duty, and now here respectfully submits the enclosed communication as his report.

I am, with respect,
Your obedient servant,
M. M. RAY.

Salem, Indiana, December 9, 1822.

SIR,

In compliance with the resolution of Saturday last, I transmit for the information of the General Assembly, a copy of my letter to the Governor of the 2nd instant.

I am very respectfully, sir,

Your obedient servant,

BENJAMIN PARKE.

*The Hon. Ratliff Boon,
President of the Senate.*

(COPY.)

Salem, Indiana, December 2, 1822.

SIR,

The resolution of January last, was not communicated to me until after the adjournment of the General Assembly. At that time I was suffering from a rheumatic affection, with which I am still severely afflicted. For the last twelve or fifteen months, I have been able to attend to very little business, and from the manner in which my hands are affected, I am apprehensive that I shall shortly lose the use of the pen altogether. With a view to a revision of the laws agreeably to an act of the 17th December last, were it desirable or convenient, the allowance authorized would not justify the employment of an amanuensis. The revision, therefore, has not been commenced, and I embrace the earliest opportunity that has occurred, of declining the appointment for that purpose.

I have the honor to be,

Very respectfully,

Sir, your ob't. servant,

B. PARKE.

*His Excellency the Governor
of Indiana, Corydon.*

On motion by Mr. Graham,

Resolved, That the communication from the Hon. Benjamin Parke, be referred to a committee of the whole Senate, and made the order of the day for to-morrow.

Mr. Graham, from the committee appointed on that subject, introduced a bill "providing for the election of electors, to elect a president and vice president of the United States; which was read the first time, and ordered to a second reading on to-morrow.

Mr. Gray, from the committee to whom was referred the petition of John Spencer, sheriff of Dearborn county, introduced a bill for his relief; which was read the first time, and ordered to a second reading on to-morrow.

Mr. Thompson presented the petition of N. B. Booth and others, praying for a state road leading from Jacob's Ford, on Silver creek, so as to intersect the state road leading from M'Donald's Ferry to Brownstown; which was read, and referred to the committee on state roads.

Mr. Baird, from the committee to whom was referred the petition of Sarah Oliver, reported a bill authorising Sarah Oliver and John Woodkirk, to sell certain lands, &c. which was read the first time, and ordered to a second reading on to-morrow.

Mr. Thompson offered the following resolution, viz:

Resolved, That the judiciary committee be instructed to enquire into the expediency of passing a general law, authorizing the courts of law or equity, to dispose of the real estate of minors, on application by their guardians; with leave to report by bill or otherwise.

Mr. Chambers, from the committee to whom was referred the petition of T. R. Ballard and others, praying for a new county out of Morgan; and also the petition of W. Matthews and others, praying for the removal of the seat of justice in Morgan county, reported that the committee had taken the said petitions into their consideration, and were of opinion that their prayer ought not to be granted. And

On motion,

Resolved, That the Senate concur in the foregoing report:

The bill to amend an act, entitled an act, for the formation of a new county out of the counties of Owen and Vigo, and north of Owen, approved Dec. 31, 1821, was read a third time and passed.

Ordered, That it be entitled an act, and that Mr. Jenckes inform the House of Representatives of its passage, and request their concurrence.

On motion,

The Senate resolved itself into a committee of the whole, on the bill defining a certain period at which the statute laws of this state shall take effect;

Mr. Harrison in the chair;

And after some time spent therein the committee rose;

The president resumed the chair,

And Mr. Chairman reported the bill without amendments.

When,

On motion by Mr. Thompson,

The bill was recommitted to the original select committee, who had the same under consideration.

Mr. Craig offered the following resolution:

Resolved, that a committee be appointed to arrange all the new purchase, or so much thereof as they may deem expedient into counties, in such size and form as they may think best to prevent future legislatures being troubled therewith; and to take into consideration the advantage of the state's depositing so much of the three per cent. fund as will secure the county seats to the state's benefit, to be sold out when the said county is settled with sufficient inhabitants to be ripe for organization; and the proceeds of said sales to be appropriated as the three per cent. fund requires; with leave to report by bill or otherwise.

Which resolution was read and adopted;

Whereupon,

Messrs. Craig, Ray, Clark, Jenckes, Graham and Chambers, were appointed said committee.

The bill authorizing Benjamin Mills, administrator of the estate of John Paul, deceased, to lay out monies in wild lands; was read a second time. And

On motion by Mr. Daniel,

The same was referred to the committee on the judiciary.

The bill supplementary to an act, entitled an act, to provide for the election of representatives to the congress of the United States; was read the second time, and referred to the committee of the whole, and made the order of the day for Thursday next.

The bill for the relief of Abraham Elliott, was read a second time and referred to a committee of the whole, and made the order of the day for to-morrow.

The bill on said subject of impeachments, was read a second time; And

On motion by Mr. Daniel,

To postpone said bill indefinitely, the yeas and nays were required by two members.

The following gentlemen voted in the negative:

Messrs. Baird,	Jenckes,
Bennett,	Johnson,
Chambers,	Harrison,
Clark,	Sholtz,
Craig,	Ray,
Graham,	Slaughter and
Gray,	Thompson—14

And Mr. Daniel, voted in the affirmative.

So the motion was negatived.

Whereupon,

The bill was referred to a committee of the whole, and made the order of the day for to-morrow.

The following message from the House of Representatives by Mr. Thornton, their assistant clerk:

Mr. President,

The House of Representatives have passed an engrossed bill, entitled an act, to repeal an act, to authorize called sessions of the circuit courts within this state, for the purpose therein named. approved January 2, 1822; in which they have directed me to ask the concurrence of the Senate.

Whereupon,

Said bill was read the first time, and ordered to a second reading on to-morrow.

On motion,

The Senate adjourned until to-morrow morning, 9 o'clock.

WEDNESDAY MORNING, DECEMBER 11, 1822.

The Senate assembled.

Mr. Graham laid before the Senate, a document which accompanied the petition of Jesse B. Durham and others, on the subject of an alteration in one of the state roads; which was ordered to be referred to the committee on that subject.

Mr. Baird from the committee to whom was referred so much of the Lieutenant and acting Governor's message, as relates to elections; reported by bill, which was read a first time, and ordered for a second reading to-morrow.

The Senate according to order, proceeded to the consideration of the bill from the House of Representatives, legalizing the proceedings of the board of county commissioners, of Decatur county; which was read a second time, committed to a committee of the whole Senate, and made the order of the day for to-morrow.

The bill from the House of Representatives to repeal an act, entitled "an act, to authorize called sessions of the circuit courts within this state, for the

purposes therein named, approved, January 2, 1822; was read a second time, committed to a committee of the whole Senate, and made the order of the day for to-morrow.

On motion,

The bill supplemental to the act, entitled an act, to provide for the election of representatives to the congress of the United States; was ordered to lie on the table.

On motion,

The Senate resolved itself into a committee of the whole, on the bill to repeal the act, amendatory of the act, relative to impeachments;

Mr. Clark in the chair;

And after some time spent thereon, the committee rose.

Mr. President resumed the chair,

And Mr. Chairman reported, that the committee of the whole had, according to order, had under consideration the said bill, and instructed him to report the same without amendment. And

On motion,

The said bill was engrossed, read a third time and passed.

Ordered, That Mr. Thompson inform the House of Representatives thereof, and request their concurrence in the same.

The bill authorizing Sarah Cline and John Woodkirk, to sell certain lands therein named; was read a second time, and referred to the committee heretofore appointed on similar subjects.

The bill for the relief of John Spencer, sheriff of Dearborn county; was read a second time, committed to a committee of the whole Senate, and made the order of the day for to-morrow.

The bill to provide for the election of electors, to elect a President and Vice President of the United States; was read a second time, referred to a com-

mittee of the whole Senate, and made the order of the day for to-morrow.

The bill authorizing the state agent at Indianapolis, to sell reserved lot No. 5, for certain purposes, was read a second time, and ordered to be engrossed for a third reading to-morrow.

On motion,

The Senate resolved itself into a committee of the whole, on the bill for the relief of Abraham Elliott, late sheriff and collector of Wayne county;

Mr. Gray in the chair;

And after some time spent therein, the committee rose.

Mr. President resumed the chair,

And Mr. Chairman reported, that the committee of the whole had, according to order, had under consideration the bill for the relief of Abraham Elliott, late sheriff of the county of Wayne, and had instructed him to report the same without amendments.

The said bill was then engrossed, read a third time and passed.

Ordered, That Mr. Baird inform the House of Representatives thereof, and request their concurrence in the same.

On motion,

The Senate, according to order, resolved itself into a committee of the whole, on the communication from the honorable Benjamin Parke, on the subject of revising the statute laws of this state;

Mr. Sholtz in the chair;

And after some time spent therein, the committee rose.

Mr. President resumed the chair;

And Mr. Chairman reported, that the committee of the whole had, according to order, had under consideration the communications from the honorable Benjamin Parke, relative to the revision of the statute laws of this state, had made some progress therein, but not

having sufficient time to go through the same, had instructed him to ask leave to sit again. And

On motion,

Leave was granted.

And the Senate adjourned until to-morrow morning, 9 o'clock.

THURSDAY MORNING, DECEMBER 12, 1822.

The Senate assembled.

Mr. Jenckes, from the committee on the subject, reported a bill for the formation of a new county out of the county of Wabash, and for establishing the county seat thereof; which was read a first time, and ordered to a second reading on to-morrow.

Mr. Thompson, from the judiciary committee, reported a bill authorizing the circuit courts to decree the sale of the real estate of minors, and for other purposes; which was read a first time, and ordered to a second reading on to-morrow.

Mr. Grass obtained leave to introduce a bill to amend an act, entitled an act, establishing a county treasurer; which was read a first time, and ordered to a second reading on to-morrow.

Mr. Clark obtained leave to lay before the Senate, a bill for the relief of securities in criminal cases; which was read a first time, and ordered to a second reading on to-morrow.

On motion,

The Senate, according to order, resolved itself into committee of the whole, on the bill to repeal the act authorizing certain called sessions of the circuit courts;

Mr. Slaughter in the chair,

And after some time spent therein, the committee rose.

Mr. President resumed the chair,

And Mr. Chairman reported, that the committee of

the whole Senate had, according to order, had under consideration the bill to repeal the act authorizing certain called sessions of the circuit courts, and had instructed him to report the same without amendment; and the said bill was read a third time and on the question shall this bill pass? the ayes and nays being called for by two members. Those who voted in the affirmative were:

Messrs. Baird,	Harrison,
Bennett,	Jenckes,
Chambers,	Johnson,
Daniel,	Ray,
Graham,	Slaughter,
Grass,	Sholtz, and
Gray,	Thompson—14.

Those who voted in the negative were,

Messrs. Clark, Craig—2.

So it was decided in the affirmative.

Ordered, That Mr. Thompson inform the House of Representatives thereof, and request their concurrence therein.

A message from the House of Representatives by Mr. Thornton, their assistant clerk:

Mr. President,

The House of Representatives have adopted the following resolution:

Resolved, That 300 copies of the journal of the Senate, and 500 copies of the journal of the House of Representatives, at the present session of the General Assembly, be printed by the public printer, in pamphlet form, for the use of the members of the two Houses, and that the secretary of the Senate, and the clerk of the House of Representatives be, and they are hereby directed to furnish the printer with their respective journals, from day to day; and that a committee of one member on the part of each House, be appointed to attend to carrying into effect the said resolution.

Ordered, That the Senate be informed thereof, and

a similar resolution on their part requested, and that be a committee on the part of the House.

They have also passed an engrossed bill, entitled an act, on the subject of impeachments, which originated in the Senate, without amendment.

They have also passed an engrossed bill, entitled an act providing for the more speedy printing of the acts and joint resolutions of the General Assembly, which originated in the Senate, with an amendment thereto, to which amendment they request the concurrence of the Senate.

They have also passed an engrossed bill, entitled an act, for the relief Benjamin Olney, and Rachel Simpson, in which they request the concurrence of the Senate.

The Senate then proceeded to the consideration of the amendments made by the House of Representatives, to the bill for the more speedy printing of the laws and joint resolutions of the General Assembly.

When the said amendments having been read and considered, were concurred in.

Ordered, That Mr. Ray inform the House of Representatives thereof.

The engrossed bill from the House of Representatives, for the relief of Benjamin Olney and Rachel Simpson, was taken up, read a first time, and ordered to be read a second time to morrow.

On motion,

The Senate according to order, resolved itself into a committee of the whole, on the bill from the House of Representative to legalize the proceedings of the county commissioners of Decatur county,

Mr. Daniel in the chair;

When after some time spent therein, the committee rose.

Mr. President resumed the chair,

And Mr. Chairman reported, that the committee of

the whole had, according to order, had under consideration the said bill, and had instructed him to report the same without amendment.

And the said bill was read a third time and passed.

Ordered, That Mr. Baird inform the House of Representatives thereof.

A message from the House of Representatives by Mr. Ross, their clerk.

Mr. President,

I am instructed to inform the Senate, the House of Representatives have passed an engrossed bill, to amend an act, entitled an act, amending and confirming an act, regulating the fees of the several officers, and persons therein named. And

On motion,

The said bill was read the first time, and ordered to be read a second time to-morrow.

On motion,

The Senate again resolved itself into a committee of the whole, on the communication from the honorable B. Parke, relative to the revision of the statute laws of this state;

Mr. Sholtz in the chair;

And after some time spent thereon, the committee rose.

Mr. President resumed the chair,

And Mr. Chairman reported, that the committee of the whole Senate had, according to order, had under consideration the said communication on the subject of revising the statute laws of this state, and had adopted the following resolution, to wit:

Resolved, By the Senate, the House of Representative concurring therein, that it is expedient to revise in whole, or in part, the statute laws of this state, at their present session; in which resolution the said committee had instructed him to request the concurrence of the Senate.

And on the question, will the Senate concur with

the committee of the whole, on adopting the foregoing resolution?

Mr. Daniel moved to amend the same, by striking out from the word resolution, and adopting in lieu thereof, the following resolution:

Resolved, By the Senate, the House of Representatives concurring therein, that it is expedient, at this session of the General Assembly, to revise, and bring in one view, all acts, and parts of acts, relative to, and regulating the duties of justices of the peace; all the acts, and parts of acts, relative to executions and replevins; all the acts, and parts of acts, relative to crimes and punishments; and all acts on the subject of revenue.

And be it further resolved, That it is expedient to elect by joint ballot, of both Houses of the General Assembly, some suitable person to revise all the acts, and parts of acts, in force in this state, those of the the present session inclusive, in such manner as to bring all acts, and parts of acts, upon the same subject in one act; and report to the next General Assembly on the third day of their next session; which amendment was rejected by the Senate.

And on the question recurring, will the Senate concur with the committee of the whole, in the adoption of the original resolution as reported? The yeas and nays being called for by two members.

Those who voted in the affirmative were;

Messrs. Baird,	Graham,
Bennett,	Jenckes,
Chambers,	Johnson and
Craig,	Ray—8.

Those who voted in the negative were:

Messrs. Clark,	Harrison,
Daniel,	Sholtz,
Gray,	Slaughter and
Grass,	Thompson—8.

The ayes and noes being equal, the President of the Senate voted in the affirmative.

So the resolution was concurred in.

Ordered, That Mr. Graham inform the House of Representatives thereof, and request their concurrence therein.

The Senate resolved itself into a committee of the whole, on the bill for the relief of John Spencer, sheriff of Dearborn county;

Mr. Craig in the chair;

When after some time spent therein, the committee rose.

Mr. President resumed the chair,

And Mr. Chairman reported, that the committee had according to order, had the foregoing bill under consideration, and had instructed him to report the same without amendment.

When on the question being put, will the Senate concur in the report of their committee? it was decided in the affirmative.

The bill was then read a third time and passed.

Ordered, That it be entitled an act, and that Mr. Gray inform the House of Representatives thereof, and request their concurrence in the same.

A bill to provide for the election of certain officers therein named; was read a second time, referred to the committee of the whole, and made the order of the day for to-morrow.

An engrossed bill, authorizing the agent of the state, at Indianapolis, to sell lot number five, in square number 57, to the trustees of the Methodist Episcopal Church; was read a third time and passed.

Ordered, That it be entitled an act, and that Mr. Thompson inform the House of Representatives of its passage.

On motion by Mr. Slaughter,

The following resolution was adopted, viz:

Resolved, That the House of Representatives be

informed that the Senate have, by a former resolution, authorized the public printers, to print in pamphlet form, 260 copies of the journals of the Senate, for the use of the members, and that the secretary of the Senate is to furnish the printers with the journals from day to day for that purpose.

The Senate adjourned until 2 o'clock this afternoon.

2 o'clock, P. M.

The Senate assembled.

On motion by Mr. Graham,

The Senate resolved itself into a committee of the whole, on the bill providing for the election of electors to elect a President and Vice President of the United States,

Mr. Clark in the chair;

And after some time spent therein, the committee rose.

Mr. President resumed the chair,

And Mr. Chairman reported, that the committee of the whole had, according to order, had under consideration the said bill; had made some progress therein; but not having time to go through the whole bill, had instructed him to request leave to sit again; and by consent, leave was granted.

A message from the House of Representatives, by Mr. Ross, their clerk:

Mr. President,

I am instructed by the House of Representatives, to inform the Senate, that the House of Representatives have passed a bill to authorize the agent of the county of Fayette, to sell certain public ground in the town of Connersville, in the said county of Fayette; in which they ask the concurrence of the Senate.

And the said bill was read a first time, and ordered to be read a second time to-morrow.

On motion by Mr. Harrison,

Resolved, That the judiciary committee be instruct-

ed to enquire what amendments are necessary to the different laws now in force, subjecting real and personal property to execution, and that said committee farther enquire into the expediency of a more speedy collection of all judgments recovered on contract, entered into from and after the first day of June next.

On motion by Mr. Harrison,

Resolved, That a select committee of five members be appointed to enquire into the expediency of a law to authorize the qualified voters throughout the state, at the next August election, to vote for or against calling a convention for the revision of the state constitution; with leave to report by bill or otherwise.

Ordered, That Messrs. Harrison, Baird, Clark, Jenckes and Bennett, be that committee. And

On motion,

The Senate adjourned until to-morrow morning, 9 o'clock.

FRIDAY MORNING, DECEMBER 13, 1822:

The Senate assembled.

A message from the House of Representatives, by Mr. Robb, a member.

Mr. President,

I am instructed to inform the Senate, that the House of Representatives have adopted the following resolution:

On motion by Mr. Scott,

Resolved, That a committee of five be appointed on the part of this House, to act in conjunction with the committee on the part of the Senate, on the subject embraced in the resolution from the Senate, in relation to the leasing of the seminary township of land in this state, for a term of ninety nine years, renewable forever, at an interest of six per centum per annum, &c. and that Messrs. Scott, Bullock, Smith, Bush and Hunt,

are appointed a committee on the part of the House of Representatives.

Mr. Clark, from the joint committee of both Houses of the General Assembly on the subject, now made the following report:

Mr. President,

The joint committee appointed on the part of the Senate to act with a similar committee on behalf of the House of Representatives, to examine the offices of the auditor and treasurer of state, and also to enquire into their official conduct, in compliance with a request of said officers, have performed that duty, and given the subject all the attention their time would warrant.

And as to the official conduct of the said officers, the said committee have seen or heard nothing on investigation, that does in their opinion, render the same the least suspicious, or requires animadversion.

The style also, in which the books and accounts of said officers have been kept, is in the opinion of said committee, after diligent examination, neat, correct and clerical. And

On motion,

The said report was concurred in.

Mr. Harrison, from the committee on enrolled bills, reported, that the said committee had compared the following enrolled with the engrossed bills, to wit:

An act for the more speedy printing of the acts of the General Assembly.

Also an act on the subject of impeachments, which bills originated in the Senate, and find the same to be duly enrolled.

Mr. Thompson from the select committee on the subject; reported a bill for the relief of Westill S. Calkins and for other purposes; which was read a first time and ordered to be read a second time to-morrow.

Mr. Chambers asked, and obtained leave to lay before the Senate, the petition of William Lowe and others; which was read, and

On motion,

Referred to the committee on education, to report thereon by bill or otherwise.

On motion by Mr. Harrison,

Resolved, That the military committee, be instructed to enquire into the expediency of a law, requiring the Adjutant General of the militia, to reside and keep his office at the seat of government.

Mr. Chambers asked, and obtained leave to introduce a bill, authorizing A. Rallston and E. Pearce, to erect machinery on the Bayou, near White River, about one hundred yards above the grave yard, near Indianapolis; which was read a first time, and ordered to a second reading to-morrow.

On motion,

The Senate, according to order, resolved itself into a committee of the whole, on the bill providing for the election of certain officers therein named,

Mr. Johnson in the chair;

When after some time spent thereon, the committee rose.

Mr. President resumed the chair,

And Mr. Chairman reported, that the committee of the whole had, according to order, had the said bill under consideration—had made several amendments thereto, and had instructed him to request the concurrence of the Senate therein; and the said amendments being severally read, were

On motion,

Concurred in.

And the said bill was,

On motion,

Ordered to be engrossed, and read a third time to-morrow.

On motion by Mr. Graham,

Ordered, That the committee of the whole be discharged from the further consideration of the bill providing for the election of electors, to elect a President

ident and Vice President of the United States; and that the said bill be committed to a select committee, with leave to report thereon.

And Messrs. Graham, Thompson, Daniel, Ray and Harrison, were appointed that committee.

The engrossed bill from the House of Representatives, for the relief of Benjamin Olney and Rachel Simpson, was read a second time, committed to a committee of the whole Senate, and made the order of the day for to-morrow.

The engrossed bill from the House of Representatives, entitled an act, to amend an act, amending and confirming an act, regulating the fees of the several officers and persons therein named, was read a second time, committed to a committee of the whole Senate, and made the order of the day for to-morrow.

The bill from the House of Representative, entitled an act, to authorize the agent of the county of Fayette, to sell certain public grounds in the town of Connersville, in the said county of Fayette; was taken up, read a second time, and

On motion,

Ordered, to lie on the table.

The bill authorizing circuit courts, to order the sale of the estates of minors, and for other purposes; was taken up, read a second time, committed to a committee of the whole, and made the order of the day for to-morrow.

The bill for the relief of securities of persons charged with criminal offences, was taken up, read a second time, committed to a committee of the whole Senate, and made the order of the day for to-morrow.

The bill to amend an act, entitled an act, establishing a county treasurer; was taken up, read a second time, committed to a committee of the whole Senate, and made the order of the day for Monday next.

Mr. Slaughter asked, and obtained leave, to lay before the Senate, the petition of James Fowler, pray-

ing a divorce; which petition, with the accompanying documents, was read, and referred to a select committee, consisting of Messrs. Slaughter and Thompson, to report by bill or otherwise.

A message from the House of Representatives by Mr. Stapp, a member.

Mr. President,

I am directed by the House of Representatives, to inform the Senate, that the House has not concurred in the resolution relative to the revision of the statute laws of this state, which originated in the Senate.

On motion by Mr. Sholtz.

Resolved, By the Senate, the House of Representatives concurring therein, that the committee on the part of each House, on the subject of military affairs, be instructed to meet and act as a joint committee on that subject; and that the House of Representatives be informed thereof, and a similar resolution requested on their part.

Ordered, That Mr. Sholtz inform the House of Representatives of the adoption of said resolution, and request their concurrence therein.

And the Senate adjourned until 2 o'clock this afternoon.

2 o'clock, P. M.

Senate assembled.

Mr. Graham offered for the consideration of the Senate the following resolution:

Resolved, That a committee of free conference, be appointed on the part of this House to act with a similar committee to be appointed on the part of the House of Representatives, on the subject of the disagreement between the two Houses, on the resolution on the subject of a revision of the statute laws of this state, and that the House of Representatives be informed thereof, and a similar resolution requested.

Which resolution was read, and

On motion,

To adopt the same, it was objected to by some members, as out of order to offer such resolution, inasmuch, as there was no question on the subject matter of said resolution now before either House.

Whereupon,

Mr. President having decided it to be in order to offer the aforesaid resolution; from which decision of the chair, Mr. Thompson appealed to the Senate; and the question being put, whether the said decision of the chair was, or was not correct? the same was decided in the affirmative, nine members rising in favour thereof; and the question again recurring on the adoption of the aforesaid resolution, it was decided in the affirmative.

So the said resolution was adopted:

And Messrs. Graham, Jenckes and Ray, were appointed the committee, on the part of the Senate.

Ordered, That Mr. Graham inform the House of Representatives thereof, and request a similar committee on their part.

A message from the House of Representatives by Mr. Pennington, a member.

Mr. President,

I am instructed to inform the Senate, that the House of Representatives have passed a bill, entitled an act, to repeal the twentieth section of the act, entitled an act, appointing commissioners to lay off a town on the site selected for the permanent seat of government, approved, January 6, 1824; and request the concurrence of the Senate therein; and the said bill was read a first time, and ordered to a second reading to-morrow.

A message from the House of Representatives by Mr. Scott, a member.

Mr. President,

The House of Representatives have adopted the following resolution:

Resolved, That the Senate be invited to meet the

House of Representatives in the chamber of the House of Representatives, on to-morrow, at 2 o'clock, P. M., for the purpose of proceeding to the election of a president judge of the first judicial circuit of this state; of an auditor of public accounts, and treasurer of state; and that the Senate be informed thereof, and a similar resolution requested on their part.

And that Mr. Bassett be appointed teller, on the part of the House of Representatives, and that seats on the right of the speaker, will be set apart for the accommodation of the Senate. And

On motion,

The said resolution was concurred in by the Senate, and Mr. Harrison appointed teller on the part of the Senate.

Ordered, That Mr. Harrison inform the House of Representatives thereof.

A message from the House of Representatives by Mr. Everts, a member.

Mr. President,

I am instructed to inform the Senate, the House of Representatives have passed a bill, entitled an act, for the re-location of the seat of justice of Union county; in which they request the concurrence of the Senate.

And the said bill was read a first time, and ordered for a second reading to-morrow.

The Senate, according to order, resolved itself into a committee of the whole, on the bill for the formation of a new county out of the county of Wabash, and for establishing the seat of justice therein;

Mr. Gray in the chair,

And after sometimes spent thereon, the committee rose.

Mr. President resumed the chair,

And Mr. Chairman reported, that the committee of the whole Senate had, according to order, had under consideration the said bill, had made sundry amendments therein, in which he was directed to request the concurrence of the Senate, and the said amendments

being severally read and considered, were concurred in.

And the said bill was ordered to be engrossed for a third reading to-morrow.

A message from the House of Representatives, by Mr. Bassett, a member:

Mr. President,

I am instructed by the House of Representatives to inform the Senate, that the House of Representatives has passed an engrossed bill, entitled an act, to establish a state road from Aurora, in the county of Dearborn, to Napoleon in the county of Ripley; in which they request the concurrence of the Senate.

Ordered, That the said bill be laid on the table.

And

On motion,

The Senate adjourned until to-morrow morning, 9 o'clock.

SATURDAY MORNING, DECEMBER 14, 1822.

The Senate assembled.

Mr. Clark offered the following resolution, which was seconded, viz:

Resolved, That a committee be appointed to call on his Excellency William Hendricks, and request him to inform the Senate, if demand has been renewed by the executive of this state, of the President of the United States, for certain fugitives from justice of this state, residing within the state of Kentucky, in conformity with a resolution of the last session of the General Assembly of the state of Indiana. When

On motion,

The Senate adjourned until 2 o'clock this afternoon.
2 o'clock. P. M.

The Senate assembled pursuant to adjournment.

On motion by Mr. Daniel,

The resolution offered by Mr. Clark, was laid on the table.

A message from the House of Representatives by Mr. Robb, a member.

Mr. President,

I am instructed to inform the Senate, that the House of Representatives are now ready to receive the Senate in the Representatives' hall, for the purpose of electing, by joint ballot, a president judge of the first judicial circuit, an auditor and treasurer of state, and that seats on the right of the Speaker's chair are appropriated for their reception.

Whereupon,

The Senate proceeded to the hall of the House of Representatives, and went into the election of the officers above named; when on counting the votes it appeared that the honorable Jacob Call, was duly elected president judge of the first judicial circuit, Samuel Merrill, Esq. treasurer of state, and William H. Lilly, Esq. auditor of public accounts.

On which the President of the Senate proclaimed, that Jacob Call, had been duly elected president judge of the first judicial circuit, to fill the vacancy occasioned by the death of the honorable Jonathan Doty; that Samuel Merrill, Esq. had been duly elected Treasurer of state, and William H. Lilly, Esq. auditor of public accounts, respectively for the ensuing three years.

And the Senate retired to their chamber.

A message from the House of Representatives by Mr. Stapp, a member.

Mr. President,

I am instructed to inform the Senate, that the House of Representatives have adopted the following resolution, viz:

Resolved, that the committee on military affairs appointed by this House, be instructed to meet the committee on military affairs, appointed by the Senate,

and act jointly, on the subjects referred to them; and that the Senate be informed thereof.

A message from the House of Representatives, by Mr. Ross, their clerk.

Mr. President,

I am instructed to inform the Senate that the Speaker of the House of Representatives has affixed his signature to two acts which originated in the Senate, one entitled an act on the subject of impeachments, and the other, an act providing for the more speedy printing of the acts and joint resolutions of the General Assembly, and to lay the same before the Senate, for the signature thereof by the President.

Whereupon,

The president affixed his signature to the said acts, which were delivered over to the committee on enrolled bills, to be presented to the Governor for his approval and signature.

Mr Harrison, from the committee on enrolled bills, made the following report:

Mr. President,

The committee on enrolled bills have examined the following enrolled bills, entitled acts, viz:

An act to repeal an act, entitled an act, to authorize called sessions of the circuit courts within this state, for the purposes therein named, approved January 2d 1822.

An act to legalize the proceedings of the board of county commissioners of Decatur county, and find the same truly enrolled, which bills originated in the House of Representatives.

A message from the House of Representatives, by Mr. Ross, their clerk:

Mr. President,

I am instructed to inform the Senate, that the Speaker of the House of Representatives has this day affixed his signature to two acts, which originated in the House of Representatives; one, entitled an act, to re-

peal an act, entitled an act to authorize called sessions of the circuit courts within this state, for the purposes therein named; approved January 2d, 1822; the other, an act to legalize the proceedings of the board of commissioners of Decatur county, and to lay the same before the Senate, for the signature thereof by the President.

Whereupon,

The President affixed his signature to the said acts, and delivered the same to the committee on enrolled bills, to be presented to the Governor for his approval and signature.

An engrossed bill from the House of Representatives, entitled an act to establish a state road from Aurora in the county of Dearborn, to Napoleon in the county of Ripley; was read the first time, and ordered to a second reading on Monday.

Mr. Graham asked, and obtained leave to introduce a bill, changing a part of the state road, located from Mauk's Ferry to Indianapolis; which was read the first time, when it was moved that said bill lie on the table.

On motion,

The Senate adjourned until Monday morning, 9 o'clock.

MONDAY MORNING, DECEMBER 16, 1822.

The Senate assembled pursuant to adjournment.

The motion to lay on the table the bill providing for an alteration in the state road, leading from Mauk's Ferry to Indianapolis, not having been decided on Saturday, and the question now again recurring, shall the said bill be laid on the table? it was decided in the negative.

The said bill was then read a second time. commit.

ted to a committee of the whole House and made the order of the day for to-morrow.

Mr. Harrison from the joint committee on enrolled bills, reported that the said committee, did on this day, lay before his Excellency the Governor, for his approval and signature, the following enrolled bills, entitled acts, to wit:

An act providing for the more speedy printing of the acts and joint resolutions of the General Assembly.

An act, to repeal an act, entitled an act to authorize called sessions of the circuit courts, for the purposes therein named, approved 2d January, 1822.

An act to legalize the proceedings of the board of county commissioners of Decatur county. And

An act on the subject of impeachments.

Mr. Graham from the committee to whom was committed the bill providing for the election of electors, to elect a President and Vice President of the United States; reported the said bill with sundry amendments thereto; which were read, and the said bill and amendments, were read a second time, committed to a committee of the whole Senate, and made the order of the day for to-morrow.

Mr. Gray asked, and obtained leave to lay before the Senate, the petition of John Blue, praying a divorce from his wife, Abigail Blue; which was read and referred to the committee, on the petition of James Fowler.

The engrossed bill for the formation of a new county, off the county of Wabash, and for fixing the seat of justice thereof; was taken up, read a third time, and on the question, shall the said bill pass? the ayes and noes being demanded by two members.

Those who voted in the affirmative were:

Messrs. Baird,
Bennett,
Craig,
Daniel,
Graham,
Grass,

Harrison,
Jenckes,
Johnson
Ray and
Sholtz—11

Those who voted in the negative were:
Messrs. Clark,
Gray and
Thompson—3.

So it was carried in the affirmative.

Ordered, That Mr. Jenckes inform the House of Representatives thereof, and request their concurrence therein.

The engrossed bill to provide for the election of certain officers therein named; was taken up, read a third time, and passed.

Ordered, That Mr. Baird inform the House of Representatives thereof, and request their concurrence therein;

On motion,

The Senate resolved itself into a committee of the whole on an engrossed bill from the House of Representatives, entitled an act, to amend an act, entitled an act, amending and confirming an act, entitled an act regulating the fees of the several officers and persons therein named; approved, January 21, 1818;

Mr. Harrison in the chair;

When after some time spent thereon, the committee rose.

Mr. President resumed the chair,

And Mr. chairman reported, that the committee of the whole had, according to order, had the aforesaid bill under consideration, and directed him to report the same to the Senate with sundry amendments, to wit: strike out the words "amend" in the title of the bill, and insert the words "repeal part of"—2d, strike out the words "second and." and the letter

"s" of the word sections; in which amendments he was requested to ask the concurrence of the Senate.

Whereupon,

The first amendment was concurred in by consent, and on the question will the Senate concur in the second amendment, it was decided in the negative.

On motion,

The bill was then read a third time, and on the question shall this bill pass? the ayes and noes being required by two members.

Those who voted in the affirmative were;

Messrs. Bennett,	Jenckes,
Daniel,	Ray and
Gray,	Thompson—7.
Harrison,	

Those who voted in the negative were:

Messrs. Baird,	Grass,
Clark,	Johnson and
Craig,	Sholtz—7.
Graham,	

The Senate being equally divided, the President voted in the affirmative.

So the bill passed.

Ordered, That Mr. Daniel inform the House of Representatives thereof, and request their concurrence in the amendment to the bill made in the Senate.

On motion,

The Senate resolved itself into a committee of the whole, to amend an act, establishing a county treasurer.

Mr. Sholtz in the chair;

When after some time spent thereon, the committee rose.

Mr. President resumed the chair,

And Mr. Chairman reported, that the committee had, according to order, had under consideration the

aforesaid bill, but not having time to go through the same, had instructed him to ask leave to sit again.

And

On motion,

Leave was granted.

A message from the House of Representatives, by Mr. James, a member.

Mr. President,

I am instructed to inform the Senate, that the House of Representatives have adopted the following resolution, viz.

Resolved, That a select committee of three members on the part of the House of Representatives, and two on the part of the Senate, be appointed to revise and report to one or other of the two Houses a bill or bills, on the following subjects:

- 1st. Jurisdiction and duties of justices of the peace.
- 2d. Opening and repairing public roads and highways.
- 3d. Subjecting real and personal estate to execution.

Resolved, Further, that Smith, Hawk and Bullock, be such committee, on the part of the House of Representatives.

Ordered, That the Senate be informed thereof, their concurrence requested, and a similar appointment desired on their part.

Which was read, and

On motion,

Ordered, to lie on the table.

On motion,

The Senate resolved itself into a committee of the whole on the bill for the relief of securities of persons charged with criminal offences;

Mr. Ray in the chair;

When after some time spent thereon, the committee rose.

Mr. President resumed the chair,

And Mr. Chairman reported, that the committee had, according to order, had the aforesaid bill under consideration, but not having time to go through the same, had instructed him to ask leave to sit again.

On motion,
Leave was granted.

On motion,
The Senate adjourned until 2 o'clock this afternoon.

2 o'clock, P. M.

The Senate met pursuant to adjournment.

A message from the House of Representatives, by Mr. Stapp, a member:

Mr. President,

I am instructed to inform the Senate, that the House of Representatives have concurred in an amendment made by the Senate, to an act, to amend an act, entitled an act, amending and confirming an act, regulating the fees of the several officers and persons therein named.

On motion,

The Senate resolved itself into a committee of the whole, on the bill for the relief of Benjamin Olney, and Rachel Simpson;

Mr. Daniel in the chair;

When, after some time spent thereon, the committee rose.

Mr. President resumed the chair,

And Mr. Chairman reported, that the committee had, according to order, had the aforesaid bill under consideration, and directed him to report the same to the Senate without amendment. And

On motion,

The bill was read a third time and passed.

Ordered, That Mr. Sholtz inform the House of Representatives thereof.

On motion,

The Senate resolved itself into a committee of the whole, on the bill authorizing the circuit courts to de-

cree the sale of the real estates of minors, and for other purposes.

Mr. Slaughter in the chair;

When, after some time spent therein, the committee rose.

Mr. President resumed the chair,

And Mr. Chairman reported that the committee had, according to order, had the aforesaid bill under consideration, and directed him to report the same with an amendment thereto of an additional section. And

On motion,

The amendment of the committee was concurred in.

Ordered, That said bill be engrossed and read a third time to-morrow.

The engrossed bill from the House of Representatives, for the re-location of the county seat of Union county was read a second time. And

On motion,

Ordered, That it be read a third time on Wednesday next.

A bill authorizing Alexander Ralston and E. Pearce, to erect machinery on the bayou on White river, about one hundred yards above the grave yard, near Indianapolis, was read a second time. And

On motion,

Was referred to a committee of the whole Senate, and made the order of the day for to-morrow.

An engrossed bill from the House of Representatives, entitled an act, to repeal part of the 20th section of the act, entitled an act, appointing commissioners to lay off a town on the site selected for the permanent seat of government; approved January 6, 1820; was read a second time, and ordered to a third reading on to-morrow.

The engrossed bill from the House of Representatives, entitled an act, to establish a state road from Aurora, in the county of Dearborn, to Napoleon, in the

county of Ripley; was read a second time, referred to the committee of the whole Senate, and made the order of the day for to-morrow.

The bill for the relief of Westill S. Calkins, and for other purposes; was read a second time, referred to the committee of the whole Senate, and made the order of the day for to-morrow.

Mr. Ray presented the petition of Thomas Morris and others, praying for a new county, &c. which was read and referred to a select committee, composed of Messrs. Ray, Baird, Graham, Grass and Chambers.

Mr. Thompson, from the committee to whom was referred the petition of William Harrington, late treasurer of Gibson county, reported a bill for his relief; which was read the first time, and ordered to a second reading on to-morrow.

On motion,

The Senate adjourned until to-morrow morning, 9 o'clock.

TUESDAY MORNING, DECEMBER 17, 1822.

The Senate assembled.

On motion by Mr. Ray,

The resolution on the subject of memorializing congress, was taken up, and read in the words following, to wit:

Resolved, That a select committee be appointed with instructions to draft and present to the Senate for adoption, a memorial to the Congress of the United States, to take into their consideration the act of Congress, entitled an act, to enable the people of the Indiana Territory, to form a constitution and state government, and for the admission of such state into the Union, on an equal footing with the original states; and to enquire into the expediency of passing some law to enable the state government of Indiana to carry into effect

their sovereign power to tax every and each tract of land sold by the United States, in this state, from and after the 1st of December, 1816, after the expiration of the term of five years, from and after the day of sale.

And the said resolution being read, Mr. Gray moved to amend the same, by striking out the said resolution from the words "United States," and inserting in lieu thereof, the following, to wit: "and suggesting to Congress the propriety of enacting a law, by which the people of Indiana, will be enabled to tax all lands sold by them within the said state, after the first day of May, 1823, so as to read as follows, to wit:

Resolved, That a select committee be appointed, with instructions to draft a memorial to the Congress of the United States, and suggesting to Congress the propriety of enacting a law, by which the people of Indiana will be enabled to tax all lands sold by them within said state, after the first day of May, 1823; and on the question shall the said resolution as amended pass? it was decided in the affirmative.

Ordered, That Messrs. Daniel, Clark, Graham and Gray, be that committee.

Mr. Sholtz asked, and obtained leave to introduce a bill, to provide for the safe keeping of persons charged with criminal offences; which was read, and ordered to a second reading on Wednesday the 18th instant.

Mr. Craig asked, and obtained leave to introduce a bill, providing for laying out a state road from Lawrenceburg to Madison; which was read a first time, and ordered to a second reading to-morrow.

A message from the House of Representatives by Mr. Everts, a member.

Mr. President,

I am instructed to inform the Senate, that the House of Representatives have passed an engrossed bill, entitled an act, authorizing the administrators

of Richard Miner, deceased, to sell a certain tract of land, therein named, for the benefit of the heirs of said Miner; and to request the concurrence of the Senate therein.

And the said bill was read a first time. And

On motion,

Ordered, To lie on the table.

A message from the House of Representatives, by Mr. M'Cleery, a member:

Mr. President,

I am instructed to inform the Senate, that the House of Representatives has passed a bill, entitled an act, amendatory of an act entitled an act, to licence and regulate taverns; in which they request the concurrence of the Senate.

And the said bill was read a first time, and ordered to be read a second time to-morrow.

A message from the House of Representatives, by Mr. Beckes, a member:

Mr. President,

I am instructed by the House of Representatives to inform the Senate, that they have passed a joint resolution, on the subject of a bond, given to the Governor of the state of Indiana, for the use of said state; and request the concurrence of the Senate therein.

The said resolution was then read a first time, and ordered to a second reading to-morrow.

Mr. Thompson moved that the resolution heretofore offered by Mr. Clark, and which was read and laid on the table, calling on the Governor for information relative to fugitives from the justice of this state, who had fled to Kentucky.

And on the question, shall the said resolution be taken up now? the ayes and noes being called for by two members:

Those who voted in the affirmative were:

Messrs. Baird,

Clark,

Craig,

Gray,

Jenckes,

Ray,

Sholtz and

Thompson—8.

And those who voted in the negative were:

Messrs. Bennett,

Daniel,

Graham,

Grass,

Harrison,

Johnson and

Slaughter—7.

So it was decided in the affirmative.

The said resolution was then read, and Mr. Slaughter moved to amend the same, by striking out from the word, resolution.

Which motion was decided in the negative.

And on the question, shall the said resolution pass? the ayes and noes being demanded by two members:

Those who voted in the affirmative were,

Messrs. Baird,

Clark,

Craig,

Gray,

Grass,

Jenckes,

Ray,

Sholtz and

Thompson—9.

And those who voted in the negative were,

Messrs. Bennett,

Daniel,

Graham,

Harrison,

Johnson and

Slaughter—6.

So it was decided in the affirmative.

Ordered, That Messrs. Clark and Thompson be the said committee.

A message from the House of Representatives by Mr. Wright, a member.

Mr. President,

I am directed by the House of Representatives, to inform the Senate, they have passed an engrossed bill, entitled an act for the formation of a new county out of the county of Decatur; in which they request the concurrence of the Senate.

The said bill was read the first time, and ordered for a second reading to-morrow.

The engrossed bill authorizing circuit courts to decree the sale of the real estate of minors, and for other purposes; was read a third time and passed.

Ordered, That Mr. Thompson inform the House of Representatives thereof, and request their concurrence therein.

A message from the House of Representatives, by Mr. Thornton, their assistant clerk:

Mr. President,

I am instructed by the House of Representatives to inform the Senate, they have passed a joint resolution respecting printing, in which they request the concurrence of the Senate.

And the said resolution was read a first time, and ordered to a second reading to-morrow.

A message from the House of Representatives by Mr. Smith, a member.

Mr. President,

I am instructed to inform the Senate, the House of Representatives have passed a joint resolution, entitled a joint resolution, to authorize the auditor of state, to audit the allowance of the sheriff of Fayette county, for a part of the state revenue for the year 1819; in which they request the concurrence of the Senate.

And the said resolution was read a first time, and ordered to a second reading to-morrow.

On motion by Mr. Daniel,

The joint resolution from the House of Representatives, on the subject of revising the statute laws of this state, was taken up and read, and

On motion,

The said resolution was amended, by striking out the figure 2, and inserting the figure 3.

Mr. Ray then moved farther to amend the said resolution, by striking the same out from the word re-

solved, and inserting in lieu thereof, a resolution heretofore offered by him on the same subject; which was carried in the affirmative.

Ordered, That Mr. Ray inform the House of Representatives thereof, and request their concurrence therein.

And the Senate adjourned until 2 o'clock this afternoon.

2 o'clock, P. M.

The Senate assembled pursuant to adjournment.

The Senate according to order, proceeded to the consideration of the engrossed bill from the House of Representatives, entitled an act to repeal part of the twentieth section of the act, entitled an act, appointing commissioners to lay off a town on the site selected for the permanent seat of government; approved, January 6, 1821; and the same having been read,

Was

On motion,

Ordered to lie on the table.

A message from the Governor, by Mr. Payne, his private secretary:

Mr. President,

I am requested by his Excellency the Governor, to announce to the Senate, that he did, on Monday the 16th inst. approve and sign "an act providing for the more speedy printing of the acts and joint resolutions of the General Assembly.

Also, an act, on the subject of impeachments, both of which originated in the Senate.

The Senate, according to order, resolved itself into a committee of the whole, on the engrossed bill from the House of Representatives, entitled an act, to establish a state road from Aurora, in the county of Dearborn, to Napoleon, in Ripley county;

Mr. Craig in the chair,

And after some time spent therein, the committee rose.

Mr. President resumed the chair,

And Mr. Chairman reported, that the committee of the whole had, according to order, had under consideration the said bill, had made sundry amendments therein, and had instructed him to request the concurrence of the Senate.

And the said amendments were severally read and concurred in by the Senate.

Ordered, That the said amendments be engrossed, and with the said bill be read a third time to-morrow.

On motion,

The Senate resolved itself into a committee of the whole, on the bill providing for the election of electors, to elect a President and Vice President of the United States;

Mr. Baird in the chair;

And after some time spent therein, the committee rose.

Mr. President resumed the chair,

And Mr. Chairman reported, that the committee of the whole had, according to order, had under consideration the said bill, had made some progress therein, but not having time to go through the same, had instructed him to ask leave to sit again.

Whereupon,

Leave was granted.

On motion,

The Senate adjourned until to-morrow morning, 9 o'clock.

WEDNESDAY MORNING, DECEMBER 18, 1822.

Senate assembled.

Mr. Craig asked, and obtained leave to introduce a bill, declaring Laughery creek navigable; which was read, and ordered for a second reading to-morrow.

Mr. Slaughter, from the select committee to whom the subject was referred, reported a bill to dissolve the bans of matrimony between James Fowler and Eliza Sharp; which was read, and ordered to a second reading to-morrow.

Mr. Thompson asked, and obtained leave to lay before the Senate, the petition of John Hamilton and others, praying a new county between the counties of Marion and Bartholomew; which was read, and referred to a select committee, consisting of Messrs. Thompson, Jenckes, Baird and Clark, to report thereon by bill or otherwise.

Mr. Ray, from the select committee on the subject, reported a bill for the formation of a new county out of Marion county, and north of Marion; which was read, and ordered to a second reading to-morrow.

Mr. Chambers asked, and obtained leave to lay before the Senate, the petition of Joel Charles and others, relative to the reserved tract of land, called the French Lick; which was read, and referred to a select committee, consisting of Messrs. Chambers, Ray and Sholtz, to report thereon by bill or otherwise.

The engrossed bill, from the House of Representatives, for the re-location of the seat of justice of Union county; was read a third time and passed without amendment.

Ordered, That Mr. Johnson inform the House of Representatives thereof.

Mr. Clark, from the committee on the subject, made the following report.

Mr. President,

Your committee, who were appointed to wait on his Excellency William Hendricks, and request him to inform the Senate if the demand had been resumed by the executive of this state, of the President of the United States, for certain fugitives from this state, residing within the state of Kentucky, in conformity with a resolution of the last General Assembly of this state; and

have received for answer, that he was not at present prepared to give the information required, but hoped to be prepared in a few days to communicate to the Senate on that subject correctly, what he would do.

On motion,

The Senate again resolved itself into a committee of the whole, on the bill for the relief of securities of persons charged with criminal offences;

Mr. Ray in the chair;

And after some time spent thereon, the committee rose.

Mr. President resumed the chair;

And Mr. Chairman reported, that the committee of the whole Senate had, according to order, had under their consideration the said bill, had made sundry amendments thereto, and had instructed him to request the concurrence of the Senate therein. And

On motion,

The said amendments were severally read, considered and concurred in, and the said bill was ordered to be engrossed and read a third time to-morrow.

On motion by Mr. Daniel,

The bill to establish a state road from Aurora, in the county of Dearborn, to Napoleon, in the county of Ripley, was recommitted to a committee of the whole Senate, and made the order of the day for this day.

On motion,

The Senate resolved itself into committee of the whole, on the bill changing a part of the state road, leading from Mauk's ferry, to Indianapolis, and for other purposes;

Mr. Craig in the chair;

And after some time spent thereon, the committee rose.

Mr. President resumed the chair,

And Mr. chairman reported, that the committee of the whole had, according to order, had under their

consideration the said bill, and had instructed him to report the same without amendment. And

On motion,

The said bill was ordered to be engrossed for a third reading to-morrow.

The Senate again,

On motion,

Resolved itself into committee of the whole, on the bill to amend an act, entitled an act, establishing a county treasurer;

Mr. Craig in the chair;

When after some time spent thereon, the committee rose.

Mr. President resumed the chair,

And Mr. Chairman reported, that the committee of the whole had, according to order, had under consideration the said bill, had made sundry amendments thereto, and instructed him to request the concurrence of the Senate therein.

And the said amendments being read and considered; were

On motion,

Concurred in.

And the said bill was ordered to be engrossed for a third reading to-morrow.

And the Senate adjourned until 2 o'clock this afternoon.

2 o'clock, P. M.

The Senate met pursuant to adjournment.

On motion,

The Senate again resolved itself into committee of the whole on the bill for establishing a state road from Aurora, in the county of Dearborn, to Napoleon, in the county of Ripley;

Mr. Slaughter in the chair;

And after some time spent thereon, the committee rose.

Mr. President resumed the chair,

And Mr. Chairman reported, that the committee of the whole according to order, had under their consideration the said bill, had made some progress therein, but not having time to go through the same had instructed him to ask leave to sit again.

Whereupon,

Leave was granted.

On motion,

The Senate again resolved itself into committee of the whole, on the bill providing for the election of electors of President and Vice President of the United States;

Mr. Baird in the chair;

And after some time spent therein, the committee rose.

Mr. President resumed the chair,

And Mr. Chairman reported, that the committee of the whole had, according to order, had under their consideration the said bill, had made sundry amendments thereto, and had instructed him to request their concurrence therein.

And the said amendments being severally read and considered; were

On motion,

Concurred in.

And the said bill was ordered to be engrossed for a third reading to-morrow.

The engrossed joint resolution from the House of Representatives, to authorize the auditor of state to audit the allowance of the Sheriff of Fayette county, for a part of the state revenue, for the year, 1819; was read a second time, and ordered for a third reading to-morrow.

The joint resolution from the House of Representatives, respecting printing, was read a second and third time, and passed without amendment.

Ordered, That Mr. Faruham inform the House of

Representatives thereof.

The bill from the House of Representatives, for the formation of a new county, off the county of Delaware; was taken up, read a second time, committed to a committee of the whole, and made the order of the day for to-morrow.

The engrossed bill from the House of Representatives, entitled an act, amendatory of an act, entitled an act to licence and regulate taverns; was taken up, read a second time, and ordered for a third reading to-morrow.

The bill to provide for the safe keeping of persons charged with criminal offences; was read a second time, and committed to a committee of the whole Senate, and made the order of the day for to-morrow.

The joint resolution from the House of Representatives, entitled a joint resolution of the General Assembly of the state of Indiana; was read a second time.

And

On motion,

Ordered to lie on the table.

The bill appointing commissioners to lay out a state road from Lawrenceburg, through Rising Sun and Vevay, to Madison; was read a second time, committed to a committee of the whole, and made the order of the day for to-morrow.

Mr. Slaughter from the select committee to whom the subject had been referred; reported a bill to dissolve the bans of matrimony, between John Blue and Abigail Blue, late Abigail Gridley; which was read a first time, and ordered for a second reading to-morrow.

On motion by Mr. Craig,

The following resolution was adopted:

Resolved, By the Senate, that the committee for furnishing stationary to the General Assembly, be instructed to procure a map of the state, for the use of the General Assembly; and that the said map be procured as early as possible.

Mr. Thompson from the committee on the judiciary, reported a bill, regulating jurors and witnesses; which was read a first time, and ordered to lie on the table.

A message from the House of Representatives, by Mr. Thornton, their assistant clerk.

Mr. President,

I am directed by the House of Representatives to inform the Senate, they have passed without amendment, the act entitled an act, to amend an act, entitled an act for the formation of a new county, out of the counties of Owen and Vigo, and north of Owen county; approved, December 31st, 1821; which originated in the Senate.

They have also passed an engrossed bill, entitled an act, giving to the citizens of Indianapolis a public burying ground.

Also, an engrossed bill entitled an act to provide for the altering of state roads; in which they request the concurrence of the Senate. And

On motion,

The Senate adjourned until to-morrow morning, 9 o'clock.

THURSDAY MORNING, DECEMBER 19, 1822.

The Senate assembled.

Mr. Harrison from the committee on enrolled bills, reported that the committee had compared and examined the engrossed with the enrolled bill, entitled an act to repeal part of an act, entitled an act, amending and confirming an act, regulating the fees of the several officers and persons therein named, and found the same truly enrolled.

On motion by Mr. Clark,

Resolved, That a select committee be appointed to enquire into the expediency of reducing the fees and

salaries, allowed to state and county officers, with leave to report by bill or otherwise.

Ordered, That Messrs. Clark, Jenckes and Gray, be that committee.

Mr. Chambers asked, and obtained leave to lay before the Senate the petition of John Gray, sen. and others, praying for a new county north of Morgan county; which was read and referred to a committee, consisting of Messrs. Chambers, Sholts, Jenckes, Clark and Baird, to report thereon by bill or otherwise.

Mr. Jenckes asked, and obtained leave to lay before the Senate, the petition of Horatio G. Collins and others, on a similar subject to that last preceding, which was also read and referred to the same committee.

Mr. Craig asked, and obtained leave to introduce a bill for the relief of debtors; which was read and referred to the committee on the judiciary.

Mr. Craig also asked, and obtained leave to introduce a bill to abolish imprisonment for debt; which was read a first time, and referred to the committee on the judiciary.

The question again recurring on the indefinite postponement of the bill yesterday introduced by Mr. Thompson to change the mode of compensating and swearing jurors, and for other purposes; the ayes and noes being demanded by two members:

Those who voted in the affirmative were,

Messrs. Baird,	Harrison,
Bennett,	Johnson,
Daniel,	Ray and
Grass,	Sholtz—8

Those who voted in the negative were,

Messrs. Chambers,	Gray,
Clark,	Jenckes,
Craig,	Slaughter and
Graham,	Thompson—8

The Senate being equally divided, *Mr. President* voted in the affirmative.

So the said bill was indefinitely postponed.

A message from the House of Representatives, by *Mr. Ross*, their clerk:

Mr. President,

I am directed by the Speaker of the House of Representatives to inform the Senate, that he did on this day, affix his signature to the act, entitled an act to repeal part of an act, entitled an act amending and confirming an act regulating the fees of the several officers and persons therein named, and directed me to lay the same before the President of the Senate for his signature:

Whereupon,

The President of the Senate having signed the same, it was handed to the committee on enrolled bills to be by them laid before the Governor for his approval and signature.

The engrossed bill from the House of Representatives, entitled an act to provide for the altering of state roads and for other purposes; was read a first time, and ordered for a second reading to-morrow.

The engrossed bill from the House of Representatives, giving to the citizens of Indianapolis, a public burying ground; was read a first time, and ordered to a second reading to-morrow.

The engrossed bill from the House of Representatives, entitled an act amendatory of an act, to amend an act, entitled an act to licence and regulate taverns; was read a third time and passed without amendment.

Ordered, That *Mr. Farnham*, assistant secretary, inform the House of Representatives thereof.

The engrossed bill from the House of Representatives, entitled an act to authorize the agent of the county of Fayette, to sell certain public ground in the town of Connersville, in the said county of Fayette; was read a third time and passed without amendment.

Ordered, That *Mr. Johnson* inform the House of Representatives thereof.

The engrossed joint resolution from the House of Representatives, to authorize the auditor of state, to audit the allowance of the sheriff of Fayette county, for a part of the state revenue, for the year 1819; was read a third time: and on the question, shall the said resolution pass? it was decided in the negative.

The engrossed bill changing a part of the state road leading from Mauk's ferry to Indianapolis, was read a third time and passed.

Ordered, That *Mr. Graham* inform the House of Representatives thereof, and request their concurrence therein.

A message from the House of Representatives, by *Mr. Thornton*, their assistant clerk.

Mr. President,

I am instructed to inform the Senate the House of Representatives have passed, without amendment, the bill, entitled an act, for the formation of a new county, called Montgomery county, which originated in the Senate.

The engrossed bill for the relief of securities of persons charged with criminal offences; was read a third time and passed.

Ordered, That *Mr. Clark* inform the House of Representatives thereof, and request their concurrence therein.

The engrossed bill to amend an act, entitled an act, establishing a county treasurer; was read a third time and passed.

Ordered, That *Mr. Grass* inform the House of Representatives thereof, and request their concurrence therein.

The engrossed bill providing for the election of electors to elect a President and Vice President of the United States; was read a third time and passed.

Ordered, That *Mr. Graham* inform the House of

Representatives thereof, and request their concurrence therein.

The Senate adjourned until 2 o'clock this afternoon.

2 o'clock. P. M.

The Senate assembled.

On motion by Mr. Clark,

The Senate proceeded to re-consider their vote on the joint resolution from the House of Representatives, to authorize the auditor of state to audit the allowance of the sheriff of Fayette county, for a part of the state revenue for the year 1819; and the question again recurring, shall the said resolution pass? it was decided in the affirmative.

So the said resolution passed without amendment.

Ordered, That Mr. Johnson inform the House of Representatives thereof.

On motion,

The Senate, according to order, resolved itself into committee of the whole, on the bill for the formation of a new county, out of the county of Delaware;

Mr. Chambers in the chair;

And after some time spent therein, the committee rose.

Mr. President resumed the chair;

And Mr. Chairman reported, that the committee of the whole had, according to order, had under consideration the said bill, had made some progress therein, but not having time to go through the same, had instructed him to ask leave to sit again.

Whereupon,

Leave was granted.

A message from the House of Representatives, by Mr. Smith, a member:

Mr. President,

I am instructed to inform the Senate, that the House of Representatives have passed a bill for the

relief of securities of civil officers, in which they request the concurrence of the Senate.

And the said bill was read a first time;

Whereupon,

On motion by Mr. Thompson,

The further consideration of the said bill was indefinitely postponed.

On motion,

The Senate, according to order, resolved itself into committee of the whole, on the bill authorizing Alexander Ralston and Earl Pearce, to erect a carding machine, or other machinery on the bayou, about one hundred yards above the grave yard, near Indianapolis;

Mr. Grass in the chair;

And after some time spent therein, the committee rose.

Mr. President resumed the chair;

And Mr. Chairman reported, that the committee of the whole had, according to order, had under their consideration the said bill, had made some progress therein, but not having time to go through the same, had instructed him to ask leave to sit again, which was refused. And

On motion,

The committee of the whole was discharged from the further consideration of the said bill, and the same was committed to a select committee, consisting of Messrs. Chambers, Thompson and Clark.

On motion,

The Senate resolved itself into committee of the whole, on the bill for the relief of Westill S. Calkins, and for other purposes;

Mr. Harrison in the chair,

And after some time spent therein, the committee rose.

Mr. President resumed the chair;

And Mr. Chairman reported, that the committee of

the whole had, according to order, had under their consideration the said bill, and had instructed him to report the same without amendment. And

On motion by Mr. Thompson,

The said bill was ordered to lie on the table.

On motion,

The Senate again resolved itself into committee of the whole, on the bill to provide for the safe keeping of persons charged with criminal offences;

Mr. Gray in the chair;

And after some time spent therein, the committee rose.

Mr. President resumed the chair,

And Mr. Chairman reported, that the committee of the whole had, according to order, had under their consideration the said bill, had made sundry amendments thereto, in which he was instructed to request the concurrence of the Senate.

And the said amendments were severally read, considered and concurred in. And

On motion,

The said bill was ordered to be engrossed and read a third time to-morrow.

A message from the House of Representatives by Mr. Scott, a member.

Mr. President,

I am instructed to inform the Senate that the House of Representatives have passed a bill authorizing the executors of the last will and testament of Andrew Brookes, to sell and convey certain lands; which was read a first time, and

On motion by Mr. Thompson,

The said bill was ordered to lie on the table.

A message from the House of Representatives by Mr. Smith, a member.

Mr. President,

I am instructed to inform the Senate, the House of Representatives have passed an engrossed bill author-

izing John Conner to erect a mill dam on White River, at the Horse Shoe Bend; in which they request the concurrence of the Senate.

And the said bill was read a first time and ordered for a second reading to-morrow.

A message from the House of Representatives, by Mr. Thornton, their assistant clerk:

Mr. President,

I am instructed to inform the Senate, the House of Representatives have passed an engrossed bill, supplemental to an act, reducing into one, all the acts and parts of acts, now in force in this state, regulating proceedings in actions at law, and suits in chancery; in which the concurrence of the Senate is requested.

And the said bill was read a first time and ordered for a second reading to-morrow.

A message from the House of Representatives by Mr. Howk, a member:

Mr. President,

I am instructed to inform the Senate, the House of Representatives have passed an engrossed bill for the relief of Reuben H. Murray and Robert Gray; in which they request the concurrence of the Senate.

And the said bill was read a first time, and ordered for second reading to-morrow.

On motion,

The Senate, according to order, resolved itself into committee of the whole, on the bill appointing commissioners to lay out a state road from Lawrenceburg, by Rising Sun and Vevay, to Madison:

Mr. Daniel in the chair;

And after some time spent therein, the committee rose.

Mr. President resumed the chair,

And Mr. Chairman reported, that the committee of the whole had, according to order, had under consideration the said bill, had made some amendments there-

to, and had instructed him to request the concurrence of the Senate therein.

And the said amendments were severally read, and

On motion,

Concurred in.

On motion,

The Senate again according to order, resolved itself into a committee of the whole, on the engrossed bill from the House of Representatives, to establish a state road from Aurora in the county of Dearborn, to Napoleon in the county Ripley.

Mr. Slaughter in the chair;

And after some time spent therein, the committee rose.

Mr. President resumed the chair,

And *Mr. Chairman* reported, that the committee of the whole according to order, had the said bill under consideration, had made sundry amendments thereto, and had instructed him to request the concurrence of the Senate therein.

And the said amendments being severally read and considered, were

On motion,

Concurred in. And

On motion by *Mr. Thompson*,

The title of the said bill was amended, by adding thereto the words, "and certain other state roads therein named."

And the said amendments were ordered to be engrossed, and with the said bill, read a third time to-morrow.

The bill to dissolve the bans of matrimony between John Blue and Abigail Blue, late Abigail Gridley.

The bill for the relief of William Herrington, late treasurer of Gibson county.

And the bill to dissolve the bans of matrimony between James Fowler and Eliza Sharp; were seve-

rally read a second time, and ordered to be engrossed for a third reading to-morrow.

The bill declaring Laughery Creek navigable.

And the bill for the formation of a new county out of the county of Marion, and north of Marion; were severally read the second time, committed to a committee of the whole Senate, and made the order of the day for to-morrow.

Mr. Sholtz asked, and obtained leave to lay before the Senate the petition of Philip Conrad and others, of Daviess county, praying to be attached to Martin county; which was read and referred to a select committee, composed of *Messrs. Sholtz, Daniel, Grass* and *Chambers*, to report thereon by bill or otherwise,

And

On motion,

The Senate adjourned until to-morrow morning, 9 o'clock.

FRIDAY MORNING, DECEMBER 20, 1822.

Senate assembled.

Mr. Harrison from the committee on enrolled bills, reported that the said committee had compared the engrossed with the enrolled bill, entitled "an act for the relief of Benjamin Olney and Rachel Simpson," and find the same truly enrolled.

On motion by *Mr. Harrison*,

Ordered, That a committee be appointed on the part of the Senate, to act with such committee as may be appointed on the part of the House of Representatives, to enquire into the expediency of providing for the carrying into effect, an act of the General Assembly, for the establishing of a permanent system of statute laws.

That the House of Representatives be informed

thereof, and a similar committee on their part requested.

Ordered, That Messrs. Harrison. Ray and Graham, be that committee, on the part of the Senate; and that Mr. Harrison inform the House of Representatives thereof.

Mr. Ray asked, and obtained leave to introduce a bill to regulate the writ of *capias ad satis faciendum* &c. which was read a first time, and ordered for a second reading to morrow.

The engrossed bill from the House of Representatives, to establish a state road from Aurora, in the county of Dearborn, to Napoleon in the county of Ripley, and certain other roads therein named, with the several amendments made in the Senate, thereto; was read a third time and passed.

Ordered, That Mr. Gray inform the House of Representatives of the passage of the bill with amendments, and request their concurrence therein.

The engrossed bill to dissolve the bans of matrimony, between James Fowler and Eliza Sharp, was read a third time.

And on the question, shall this bill pass? the ayes and noes being demanded by two members:

Those who voted in the affirmative were,	
Messrs. Bennett,	Grass,
Clark,	Gray,
Daniel,	Slaughter and
Graham,	Thompson—8.

And those who voted in the negative were:

Messrs. Baird,	Johnson and
Craig,	Ray—5.
Jenckes,	

So it was decided in the affirmative.

Ordered, That Mr. Slaughter inform the House of Representatives thereof, and request their concurrence therein.

The engrossed bill to provide for the safe keeping of persons charged with criminal offences; was read a third time and passed.

Ordered, That Mr. Slaughter inform the House of Representatives thereof, and request their concurrence therein.

The engrossed bill appointing commissioners to lay out a state road, from Lawrenceburg by Rising Sun and Vevay, to Madison; was read a third time and passed.

Ordered, That Mr. Craig inform the House of Representatives thereof, and request their concurrence therein.

The engrossed bill to dissolve the bans of matrimony, between John Blue and Abigail Blue, late Abigail Gridley, was read a third time and passed.

Ordered, That Mr. Gray inform the House of Representatives thereof, and request their concurrence therein.

The engrossed bill for the relief of William Herrington, late treasurer of Gibson county, was read a third time and passed.

Ordered, That Mr. Daniel inform the House of Representatives thereof, and request their concurrence therein.

On motion,

The Senate again resolved itself into committee of the whole, on the bill for the formation of a new county out of the county of Delaware;

Mr. Chambers in the chair;

And after some time spent thereon, the committee rose.

Mr. President resumed the chair,

And Mr. chairman reported, that the committee of the whole had, according to order, had under their consideration the said bill, had made sundry amendments thereto, in which he was instructed to request

the concurrence of the Senate, and the said amendments were severally read, considered, And

On motion,

Concurred in.

The bill declaring Laughery creek navigable, and the bill for the formation of a new county out of Marion county, and north of Marion, were severally read a second time. And

On motion,

Ordered to lie on the table.

The engrossed bill from the House of Representatives, supplemental to an act, to amend an act, reducing into one, all the acts and parts of acts now in force, in this state, regulating proceedings in actions at law, and suits in chancery;

The bill for the relief of Reuben H. Murray and Robert Gray;

The bill giving to the citizens of Indianapolis, a public burying ground;

And the bill authorizing John Conner to erect a mill dam on White river, at the Horse Shoe Bend; were severally read a second time, committed to a committee of the whole Senate, and made the order of the day for to-morrow.

The engrossed bill from the House of Representatives to provide for the alteration of state roads, was read a second time. And

On motion,

Referred to the committee on the three per cent. fund.

Mr. Harrison, from the committee on enrolled bills, reported, that they had compared and examined the following engrossed with the enrolled bills, entitled acts, that is to say:

An act for the formation of a new county out of the county of Wabash, and for establishing the county seat thereof.

An act, to amend an act, entitled an act, for the for-

mation of a new county out of Owen and Vigo counties, and north of Owen; approved, December 31, 1821, and for other purposes, and found the same truly enrolled, both of which bills originated in the Senate.

The bill for the relief of Westill S. Calkins, and for other purposes, was read a third time and passed.

Ordered, That Mr. Thompson inform the House of Representatives thereof, and request their concurrence therein.

Mr. Clark, from the committee on the subject, made the following report:

Mr. President,

Your committee, appointed pursuant to a resolution of the Senate, to enquire into the expediency of reducing the fees of civil officers, in this state, have had that subject under consideration, and ask leave to make report, that they would with pleasure adopt any measure to lessen the burthen of taxation; but at this time they consider that it is wholly inexpedient to reduce the fees of any officer in this state. Your committee are well aware, that the officers should not be permitted to receive or demand more than a just compensation for their services, connected with the responsibility of their stations, and we are impressed with the belief, that the officers of this state are not more than remunerated, when we reflect upon the manner of payment.

And the Senate adjourned until 2 o'clock this afternoon.

2 o'clock. P. M.

The Senate assembled.

On motion by Mr. Grass,

The Senate proceeded to re-consider their vote, on the bill for compensating and swearing petit jurors, and for other purposes; and the question again recurring, on the indefinite postponement of the said bill, it was decided in the negative, and the said bill was read a second time, committed to a committee of the whole Senate, and made the order of the day for to-morrow.

Mr. Thompson, from the select committee on the petition of John Hamilton and others, praying a new county south of the county of Marion, reported, that they had taken the same under consideration, and are of opinion, that the prayer of said petitioners is unreasonable, and ought not to be granted.

Mr. Chambers from the select committee on the subject, reported the bill authorizing Alexander Ralston and Earl Pearce, to erect a carding machine or other machinery, on the Bayou, about one hundred yards above the grave yard near Indianapolis, with sundry amendments thereto; which were severally read, considered, and

On motion,

The said amendments with the bill was again read, referred to a committee of the whole, and made the order of the day for to-morrow.

A message from the House of Representatives, by *Mr. Thornton*, their assistant clerk.

Mr. President,

The House of Representatives have passed the following engrossed bills, to wit:

A bill attaching part of the county of Jackson to the county of Lawrence.

A bill legalizing the proceedings of the board of county commissioners of Knox county.

A bill providing for the election of a president and trustee of the Monroe county library; in which they request the concurrence of the Senate.

I am also instructed to inform the Senate the Speaker of the House of Representatives has signed the enrolled bill, entitled an act for the relief of Benjamin Olney and Rachel Simpson; which I am instructed to lay before the President of the Senate for his signature.

I am also further instructed to inform this House that the House of Representatives have received official information from his Excellency the Governor

by John W. Payne, Esq. his private secretary, that his Excellency did on the day of this instant, approve and sign the following enrolled bills, entitled acts, to wit:

An act, to repeal an act, entitled an act to authorize called sessions of the circuit courts within this state, for the purposes therein named; approved, 2d January, 1822.

2d. An act to legalize the proceedings of the board of county commissioners of Decatur county, both of which originated in the House of Representatives.

The engrossed bill from the House of Representatives providing for the election of a president and trustee of the Monroe county library.

Also the engrossed bill legalizing the proceedings of the board of county commissioners of Knox county.

Also the engrossed bill attaching part of the county of Jackson to the county of Lawrence; were severally read a first time, and ordered for second reading to-morrow.

The President signed the enrolled bill, entitled an act for the relief of Benjamin Olney and Rachel Simpson; which was handed to the the committee of enrolled bills, to be laid before the Governor for his approval and signature.

Mr. Daniel laid before the Senate the petition of Simon Morgan and others, praying to attach a part of Daviess to Dubois county, which was read; also the remonstrance of Simon Morgan and others, against any alteration in the boundaries of Daviess and Dubois counties; which was read, and the said petition and remonstrance were referred to the select committee on a similar petition from Martin county.

Mr. Daniel laid before the Senate the petition of Henry Wright, administrator of Jacob Bennett; which was read and ordered to lie on the table.

On motion,

The Senate adjourned until to-morrow morning, 9 o'clock.

SATURDAY MORNING, DECEMBER 21, 1822.

Senate assembled.

Mr. Graham from the committee on the 3 per cent. fund, to whom was referred an engrossed bill from the House of Representatives, to provide for the alteration of state roads; reported the same with amendments, which were read and concurred in, and the said bill and amendments committed to a committee of the whole Senate, and made the order of the day for Monday next.

Mr. Thompson from the committee on the judiciary, reported a bill for the amendment of the law and for other purposes; which was read twice, and

On motion,

It was ordered that twenty copies of the same be printed for the use of the Senate, and that the bill lie on the table.

Mr. Clark asked and obtained leave to introduce a bill to prohibit the recovery by law, of all debts contracted after the first day of January, one thousand eight hundred and twenty four; which was read and ordered to a second reading on Monday.

Mr. Harrison from the committee on enrolled bills, made the following Report:

Mr. President,

The committee on enrolled bills, have compared the engrossed with the enrolled bill, entitled an act for the re-location of the seat of justice of Union county, and find the same truly enrolled; which bill originated in the House of Representatives.

Mr. Harrison offered for the consideration of the Senate, the following resolution, viz.

Resolved, That a committee be appointed to draft and report a bill to the Senate providing for the revision and compilation of the statute laws of this state, including in said revision, such of the English statutes, as may be in force, which was adopted.

Ordered, That *Messrs.* Harrison, Daniel. Graham, Ray, Thompson and Clark, be said Committee.

On motion by Mr. Ray,

Resolved, That a committee be appointed on the part of the Senate, to act with a similar committee to be appointed on the part of the House of Representatives, to enquire what amendments, if any are necessary, to an act to provide for judicial circuits, and fixing the time of holding courts; that the House of Representatives be informed thereof, and a similar resolution on their part requested.

Ordered, That *Messrs.* Ray, Daniel and Thompson, be said committee, and that Mr. Ray inform the House of Representative thereof.

On motion,

The senate went into committee of the whole, on the engrossed bill from the House of Representatives, for the relief of Reuben H. Murray and Robert Gray;

Mr. Johnson in the chair;

And after some time spent therein, the committee rose.

Mr. President resumed the chair,

And Mr. Chairman reported, that the committee of the whole had, according to order, had the aforesaid bill under consideration, which they had amended, in which amendment he was instructed to ask the concurrence of the Senate.

Whereupon,

Said amendment was concurred in.

Ordered, That said amendment be engrossed, and the bill with its amendment, be read a third time on Monday next.

A message from the House of Representatives, by Mr. Ross, their clerk:

Mr. President,

I am instructed to inform the Senate, that the Speaker of the House of Representatives, has this day signed an enrolled bill, entitled an act, for the relocation of the seat of justice of Union county.

Also an act, to amend an act, entitled an act, for the formation of a new county, out of Owen and Vigo counties, and north of Owen; approved December 31, 1821, and for other purposes.

Also, an act, for the formation of a new county, out of the county of Wabash, and for establishing the county seat thereof; which said bills I am instructed to lay before the President of the Senate, for his signature.

Whereupon,

The President affixed his signature to the same, which were then delivered to the committee on enrolled bills, to be by them presented to the Governor for his approval and signature.

On motion,

The Senate went into committee of the whole, on the bill authorizing John Conner to erect a mill dam on White river, at the Horse Shoe Bend.

Mr. Slaughter in the chair;

And after some time spent therein, the committee rose.

Mr. President resumed the chair,

And *Mr. Chairman* reported, that the committee of the whole had, according to order, had the aforesaid bill under consideration, but not having time to go through the same, had instructed him to report progress, and ask leave to sit again, which was granted.

On motion,

The committee of the whole was discharged from the further consideration of the bill, giving to the citizens of Indianapolis a public burying ground.

Whereupon,

Said bill was read a third time and passed.

Ordered, That Mr. Thompson inform the Senate thereof.

The engrossed bill supplemental to an act, to amend the act, reducing into one, all the acts and parts of acts, now in force in this state, regulating proceedings in actions at law and suits in chancery, was

On motion,

Ordered to lie on the table.

The bill to regulate the writ of *capias ad satis faciendum*, was read a second time, and committed to a committee of the whole Senate, for Monday next.

An engrossed bill from the House of Representatives, attaching part of the county of Jackson, to the county of Lawrence, was read a second time, and committed to a committee of the whole Senate, for Tuesday next.

An engrossed bill from the House of Representatives, legalizing the proceedings of the board of county commissioners of Knox county, was read a second time, committed to a committee of the whole Senate, and made the order of the day for Monday next.

A message from the House of Representatives by Mr. Howk, a member.

Mr. President,

I am instructed to inform the Senate, that the House of Representatives have adopted the following resolution:

Resolved, That the judiciary committee be instructed to meet the judiciary committee on the part of the Senate, to enquire what amendments, if any, are necessary to an act to provide for judicial circuits, and for fixing the time of holding courts, approved December 31, 1821, and that the Senate be informed thereof.

An engrossed bill from the House of Representatives, providing for the election of President and Trustees of the Monroe county library, was read a second

time, referred to a committee of the whole Senate, and made the order of the day for Monday next.

Mr. Harrison, from the committee on enrolled bills, made the following report, viz:

Mr. President,

The joint committee on enrolled bills, did on this day lay before his excellency the Governor, for his approval and signature, the following enrolled bills, entitled acts, viz:

An act, to repeal part of an act, entitled an act, amending and confirming an act, regulating the fees of the several officers and persons therein named.

An act for the relief of Benjamin Olney and Rachel Simpson.

An act, to amend an act, entitled an act, for the formation of a new county out of Owen and Vigo counties, and north of Owen; approved, December 31, 1821, and for other purposes.

An act for the formation of a new county out of the county of Wabash, and for establishing the county seat thereof.

An act for the re-location of the seat of justice of Union county.

The bill for the benefit of A. Ralston, and E. Pearce, was,

On motion,

Ordered to lie on the table.

Ordered, That the Senate adjourn until Monday morning, 9 o'clock.

MONDAY MORNING, DECEMBER 23, 1822,

The Senate assembled.

Mr. Gray, on leave being granted, introduced a bill granting further privileges to the freemen of the town of Lawrenceburg; which was read a first time, and or-

dered for a second reading to-morrow.

Mr. Harrison laid before the Senate, certain proposals of General W. Johnston, relative to a compilation and revisal of the statute laws of this state, which was read and referred to the committee heretofore appointed, on the subject of revising the laws, to report thereon.

The engrossed bill from the House of Representatives, for the relief of Reuben H. Murray and Robert Gray, was read a third time, and passed with amendments.

Ordered, That Mr. Chambers inform the House of Representatives, that the Senate have passed the said bill with amendments, and request their concurrence therein.

On motion,

The Senate according to order, again resolved itself into a committee of the whole, on the engrossed bill from the House of Representatives, authorizing John Conner to erect a mill dam on White river, at the Horse Shoe Bend;

Mr. Slaughter in the chair,

And after some time spent therein, the committee rose.

Mr. President resumed the chair;

And Mr. Chairman reported, that the committee of the whole Senate had, according to order, had under their consideration the said bill, and had instructed him to report the same without amendment.

The said bill was then read a third time and passed.

Ordered, That Mr. Baird inform the House of Representatives thereof.

On motion,

The Senate according to order resolved itself into committee of the whole, on the engrossed bill from the House of Representatives, providing for the election of a president and trustees of the Monroe county library;

Mr. Gray in the chair;

And after some time spent therein, the committee rose.

Mr. President resumed the chair,

And Mr. Chairman reported, that the committee of the whole Senate had, according to order, had under consideration the said bill, and had instructed him to report the same without amendment; the said bill was then read a third time and passed.

Ordered, That Mr. Chambers inform the House of Representatives thereof.

A message from the Governor by Mr. Payne, his private secretary.

Mr. President,

I am requested by his Excellency the Governor, to announce to the Senate, that he did on Saturday last, approve and sign an act, to amend an act, entitled an act, for the formation of a new county, out of Owen and Vigo counties, and north of Owen; approved, December 31st 1821, and for other purposes.

An act for the formation of a new county, out of the county of Wabash, and for establishing the county seat thereof.

And an act for the re-location of the seat of justice of Union county; all of which originated in the Senate.

A message from the House of Representatives, by Mr. Thornton, their assistant clerk.

Mr. President,

The House of Representatives have concurred in the amendments made by the Senate, to the engrossed bill, entitled an act for the relief of Reuben H. Murray, and Robert Gray; which originated in the House of Representatives.

On motion,

The Senate according to order resolved itself into committee of the whole, on the bill to provide for the altering of state roads, and for other purposes;

Mr. Daniel in the chair;

And after some time spent thereon, the committee rose.

Mr. President resumed the chair,

And Mr. chairman reported, that the committee of the whole had, according to order, had under their consideration the said bill, had made sundry amendments thereto, and had instructed him to request the concurrence of the Senate therein; and the said amendments being severally read and considered,

And

On motion,

Concurred in.

And the said amendments were ordered to be engrossed, and with the said bill, read a third time tomorrow.

On motion,

The Senate according to order resolved itself into committee of the whole on the engrossed bill, from the House of Representatives, legalizing the proceedings of the board of county commissioners of Knox county;

Mr. Ray in the chair;

And after some time spent therein, the committee rose.

Mr. President resumed the chair,

And Mr. Chairman reported, that the committee of the whole had, according to order, had under consideration the said bill, and had instructed him to report the same without amendment. And

On motion,

The said bill was ordered to lie on the table.

On motion,

The Senate according to order resolved itself into committee of the whole, on the bill for the regulation of the writ of *capias ad satisfaciendum*, and to abolish imprisonment for debt, unless for fraud;

Mr. Baird in the chair,

And after some time spent thereon, the committee rose.

Mr. President resumed the chair,

And Mr. Chairman reported, that the committee of the whole had, according to order, had under their consideration the said bill, had made sundry amendments thereto, and had instructed him to request the concurrence of the Senate therein; and the said amendments were severally read and considered, And

On motion,

Concurred in.

Ordered, That the said bill be engrossed for a third reading to-morrow.

Mr. Harrison from the joint committee on enrolled bills, reported that the said committee had compared the following engrossed with the enrolled bills, entitled acts, to wit.

An act to authorize the agent of the county of Fayette, to sell certain public ground in the town of Connersville, in the said county of Fayette.

An act amendatory to an act, entitled an act to licence and regulate taverns.

Also a joint resolution respecting printing; and find the same truly enrolled.

On motion,

The bill for the formation of a new county, out of Marion county, and north of Marion; was committed to a committee of the whole Senate, and made the order of the day for to-morrow.

On motion,

The bill declaring Laughery creek navigable; was ordered to be engrossed for a third reading to-morrow.

And the Senate adjourned until 2 o'clock this afternoon.

2 o'clock, P. M.

The Senate assembled.

A message from the House of Representatives, by Mr. Thornton, their assistant clerk:

Mr. President,

I am instructed to inform the Senate that the House of Representatives have received official information from his Excellency the Governor, by John W. Payne, Esq. his private secretary, that his excellency did on the 21st inst. approve and sign an act to repeal part of an act, entitled an act, amending and confirming an act, regulating the fees of the several officers and persons therein named.

And an act for the relief of Benjamin Olney and Rachel Simpson.

Also that the Speaker of the House of Representatives has signed a joint resolution respecting printing.

Also an act, amendatory to an act, to amend an act, entitled an act, to licence and regulate taverns.

Also an act to authorize the agent of the county of Fayette, to sell certain public ground in the town of Connersville, in the said county of Fayette; all of which bills originated in the House of Representatives; and the three last mentioned of which bills I am directed to lay before the President of the Senate, for his signature.

Whereupon,

The three last mentioned bills, having been signed by the President of the Senate, were handed to the joint committee on enrolled bills, to be by them laid before the Governor for his approval and signature.

Mr. Sholtz asked, and obtained leave to introduce a bill to improve the navigation of the East Fork of White River; which was read a first time, and ordered for a second reading to-morrow.

Mr. Harrison from the several select committees on the subjects, introduced a bill to authorize the qualified voters of this state, to vote for or against a convention.

Also a bill to amend an act for the better regulation of the militia of the state of Indiana, and for other

purposes; each of which bills were read a first time, and ordered for a second reading to-morrow.

On motion,

The Senate resolved itself into committee of the whole, on the bill legalizing the proceedings of the board of county commissioners of Knox county.

Mr. Ray in the chair;

And after some time spent therein, the committee rose.

Mr. President resumed the chair,

And Mr. Chairman reported, that the committee of the whole Senate had, according to order, had under consideration the said bill, and had instructed him to report the same without amendment; and the said bill was read a third time and passed.

Ordered, That Mr. Sholtz inform the House of Representatives thereof.

Mr. Sholtz, on leave being granted, introduced a bill to amend the act regulating estrays, and water crafts going a drift; approved, January, 1818; which was read a first time, and ordered to be read a second time to-morrow. And

On motion,

The Senate adjourned until to-morrow morning, 9 o'clock.

TUESDAY MORNING, DECEMBER 24, 1822.

The Senate assembled.

Mr. Harrison from the select committee on the subject, reported a bill establishing a permanent system of statute laws of this state; which was read twice, committed to a committee of the whole Senate, and made the order of the day for to-morrow.

Mr. Ray laid before the Senate the petition of John

Lilly and others, on the subject of a state road from Lawrenceburgh to Winchester.

Mr. Chambers from the committee on the subject, reported a bill for the relief of Joel Charles; which was read a first time and ordered for a second reading to-morrow.

The engrossed bill from the House of Representatives to provide for the altering of state roads, with its amendments, was read a third time.

And on the question, shall this bill pass? it was decided in the negative.

The engrossed bill for the regulation of the writ of *habeas corpus* ad satisfaciendum, and to abolish imprisonment for debt, was read a third time and passed.

Ordered, That Mr. Ray inform the House of Representatives thereof, and request their concurrence therein.

The Senate, according to order, resolved itself into a committee of the whole on the bill for the formation of a new county out of Marion county, and north of Marion.

Mr. Thompson in the chair;

And after sometime spent therein, the committee rose.

Mr. President resumed the chair,

And Mr. Chairman reported, that the committee of the whole Senate had, according to order, had under their consideration the said bill, and had instructed him to report the same without amendment.

The said bill was recommitted to a committee of the whole Senate, and made the order of the day for to-morrow.

The bill to amend the act regulating strays and water crafts going adrift, passed 22d January, 1818; and the bill to amend an act for the better regulation of the militia of the state of Indiana; were severally read a second time, committed to a committee of the whole Senate, and made the order of the day for Wednesday the 25th.

The bill to authorize the qualified voters of this state to vote for or against a convention, was read a third time, committed to a committee of the whole Senate, and made the order of the day for to-morrow.

The bill giving further privileges to the freemen of the town of Lawrenceburgh; was read a second time and ordered to be engrossed for a third reading to-morrow.

The bill to improve the navigation of the White River; was read a second time, committed to a committee of the whole Senate, and made the order of the day for to-morrow.

The engrossed bill declaring Laughery creek navigable, was read a third time and passed.

Ordered, That Mr. Craig inform the House of Representatives thereof and request their concurrence therein.

The bill to prevent the recovery of debts, from and after the first day of January, 1824, was read a second time, and committed to a select committee, composed of *Messrs.* Clark and Thompson.

Mr. Harrison from the committee on enrolled bills, reported that they had compared the engrossed with the enrolled bill, entitled an act authorizing John Conner to erect a mill dam across White River, at the Horse Shoe Bend, and find the same truly enrolled.

On motion by Mr. Sholtz,

Mr. Graham was added to the select committee on the petition of Philip Conrad and others.

On motion,

The Senate proceeded to re-consider their vote, indefinitely postponing the bill providing for altering state roads; and the question again recurring, shall the said bill be indefinitely postponed? it was decided in the negative.

And the said bill was re-committed to a committee of the whole Senate, and made the order of the day for this day.

Mr. Clark, from the select committee on the subject, reported a bill to prohibit the recovery of debts by law, after the first day of January, 1824, with amendments, which were read; and

On motion,

That the further consideration of the said bill be indefinitely postponed, the ayes and noes being called for by two members:

Those who voted in the affirmative were,	
<i>Messrs.</i> Baird,	Harrison,
Bennett,	Jenckes,
Chambers,	Johnson,
Craig,	Sholtz,
Graham,	Slaughter and
Gray,	Thompson—12.

Those who voted in the negative were,	
<i>Messrs.</i> Clark,	Grass, and
Daniel,	Ray—4.

So it was decided in the affirmative.

And the further consideration of the said bill was indefinitely postponed.

On motion,

The Senate adjourned until 2 o'clock this afternoon;
2 o'clock. P. M.

The Senate assembled.

Mr. Clark, on leave being granted, laid before the Senate, the petition of Daniel Grant and others, praying an alteration in the state road leading from M'Donald's ferry to Indianapolis; which was read and referred to a select committee, consisting of *Messrs.* Clark, Craig and Daniel, to report thereon by bill or otherwise.

The Senate,

On motion,

Resolved itself into a committee of the whole on the bill to provide for altering state roads, and for other purposes;

Mr. Clark in the chair;

And after some time spent therein, the committee rose.

Mr. President resumed the chair,

And Mr. Chairman reported, that the committee of the whole had the said bill under consideration, and had instructed him to report the same without amendment.

And the said bill was read a third time, and on the question shall the said bill pass? the ayes and noes being demanded by two members:

Those who voted in the affirmative were,

Messrs. Baird,	Grass,
Chambers,	Jenckes,
Clark,	Johnson,
Craig,	Ray and
Graham,	Thompson—10.

And those who voted in the negative were,

Messrs. Bennett,	Harrison and
Daniel,	Sholtz—5.
Gray,	

So it was decided in the affirmative.

A message from the House of Representatives, by

Mr. Smith, a member:

Mr. President,

I am instructed to inform the Senate, the House of Representatives have passed a bill, altering and establishing the boundaries of the county of Marion, in which they request the concurrence of the Senate.

And the said bill was read a first time, and ordered for second reading to morrow.

Mr. Harrison, from the committee on enrolled bills reported, that they had compared the engrossed with the enrolled bills, to wit:

An act legalizing the proceedings of the board of county commissioners of Knox county.

Also the joint resolution to authorize the auditor of state, to audit the allowance of the sheriff of Fayette

county, for a part of the state revenue, for the year 1819, and find the same truly enrolled; both of which originated in the House of Representatives.

On motion,

The Senate again resolved itself into committee of the whole, on the bill to change the mode of compensating petit jurors, and for other purposes.

Mr. Johnson in the chair;

And after some time spent therein, the committee rose.

Mr. President resumed the chair,

And Mr. Chairman reported, that the committee of the whole had the said bill under consideration, and had instructed him to report the same without amendment. And

On motion,

To indefinitely postpone the further consideration of the said bill, the ayes and noes being demanded by two members:

Those who voted in the affirmative were,

Messrs. Baird,	Harrison
Bennett,	Johnson,
Daniel,	Ray and
Grass,	Sholtz—9.
Gray,	

And those who voted in the negative were,

Messrs. Chambers,	Graham,
Clark,	Jenckes and
Craig,	Thompson—6.

So it was decided in the affirmative.

And the further consideration of the said bill was indefinitely postponed.

A message from the House of Representatives by Mr. Howk, a member:

Mr. President,

I am instructed to inform the Senate, the House of Representatives have passed a bill, to incorporate certain persons therein named, as a State Law Library, in which they request the concurrence of the Senate.

And the said bill was read a first time and ordered for a second reading to-morrow.

And the Senate adjourned until to-morrow morning, 9 o'clock.

WEDNESDAY MORNING, DECEMBER 25, 1822.

The Senate assembled.

Mr. Daniel laid before the Senate, the report of the commissioners of the seminary lands in Gibson county; which was read, and referred to the committee on education.

Mr. Daniel, on leave being granted, introduced a bill, to re-locate a part of the state road, leading from Mount Prospect on the Ohio river, to Petersburg.

Also, a bill in amendment of the several acts regulating fees.

Also, a bill in amendment to an act, entitled an act, to provide for the sale of the seminary township in Gibson county, and for other purposes; each of which bills were read a first time, and ordered for second reading to-morrow.

Mr. Thompson, on leave being granted, laid before the Senate a joint resolution of the General Assembly, relative to the Illinois Grant, in Clark county; which was read a first time, and ordered for second reading to-morrow.

Mr. Grass, on leave being granted, laid before the Senate, a bill, to amend an act, to license and regulate taverns; which was read and ordered for second reading to-morrow.

The engrossed bill, giving to the freemen of the town of Lawrenceburg further powers, was read a third time and passed.

Ordered, That Mr. Gray inform the House of Representatives thereof, and request their concurrence therein.

On motion,

The bill for the formation of a new county, out of Marion county, and north of Marion.

The bill to amend an act for the better regulation of the militia of the state of Indiana.

And the bill to authorize the qualified voters of this state, to vote for or against a convention, were laid on the table.

On motion,

The Senate resolved itself into committee of the whole, on the bill to provide for the revision and compilation of the statute laws of this state;

Mr. Sholtz in the chair;

And after some time spent therein, the committee rose.

Mr. President resumed the chair,

And Mr. Chairman reported, that the committee of the whole had, according to order, had under consideration the said bill, had made sundry amendments thereto, and had instructed him to request the concurrence of the Senate therein; and the said amendments were severally read, considered and concurred in.

And the said bill was ordered to be engrossed for a third reading to-morrow.

On motion,

The Senate according to order resolved itself into committee of the whole, on the bill to improve the navigation of the East Fork of White River:

Mr. Craig in the chair,

And after some time spent thereon, the committee rose.

Mr. President resumed the chair,

And Mr. chairman reported, that the committee of the whole had, according to order, had under their consideration the said bill, had made sundry amendments thereto, and had instructed him to request the concurrence of the Senate therein; and the said a-

ments were severally read, considered and concurred in.

And the said bill was,

On motion,

Ordered to lie on the table.

A message from the House of Representatives, by Mr. Thornton, their assistant clerk:

Mr. President,

I am directed to inform the Senate, that the Speaker of the House of Representatives, did on this day sign the enrolled bill, entitled an act, authorizing John Conner to erect a mill dam across White River, at the Horse Shoe Bend; which originated in the House of Representatives, and which I am instructed to lay before the President of the Senate for his signature.

They have also adopted a joint memorial to the congress of the United States, in which they request the concurrence of the Senate.

And the said memorial was read and adopted.

Ordered, That Mr. Thompson inform the House of Representatives thereof.

Martin M. Ray, Esq. sergeant-at-arms, was called into the Senate chamber, and the oath of office administered to him by the honorable Isaac Blackford, one of the judges of the supreme court.

Mr. Chambers from the select committee on the subject, reported unfavorably on the petition of Lindsay Coleman and others, praying for a new county; which report was concurred in.

The bill altering and establishing the boundaries of the county of Marion.

The bill for the relief of Joel Charles.

And the bill to incorporate certain persons therein named, and their associates, by the name of the Law Library Society, of the state of Indiana; were severally read a second time, committed to a committee

of the whole Senate, and made the order of the day for to-morrow.

On motion,

The Senate proceeded to re-consider their vote, laying over for second reading until to-morrow, the joint resolution of the General Assembly relative to the Illinois Grant in Clark county; and the rule requiring bills and resolutions to be read on three several days, was dispensed with, and the said joint resolution was read a second time, and ordered to be engrossed for a third reading to-morrow.

The President then signed the enrolled bill authorizing John Conner to erect a mill dam across White River, at the Horse Shoe Bend, and the same was handed to the joint committee on enrolled bills, to be laid before the Governor, for his approval and signature. And

On motion,

The Senate adjourned until 9 o'clock to-morrow morning,

THURSDAY MORNING, DECEMBER 26, 1822.

Senate assembled.

On motion,

The bill for the improvement of the navigation of the East Fork of White river; was ordered to lie on the table.

A message from the House of Representatives by Mr. James, a member:

Mr. President,

I am instructed to inform the Senate, that the House of Representatives have passed the following resolution, to wit:

Resolved, That this House will adjourn, *sine die*, on Wednesday the first day of January next, and that the Speaker be authorized to forward all business of

general interest to the state, in preference to local business, and that no new business will be received in this House, after the 27th instant; that the Senate be informed thereof, and a similar resolution on their part requested. And

On motion,

The said resolution was ordered to lie on the table.

Mr. Daniel offered for adoption the following resolution, to wit:

Resolved, That the country commonly called the New Purchase, ought of right to be represented in the General Assembly of the state of Indiana, and that it is expedient and necessary to pass a law at this session, to ensure to those people the exercise of that right.

Resolved, That a committee be appointed to draft, and report a bill to the Senate, to carry into effect the foregoing resolution.

And the resolutions were read, and ordered to lie on the table.

Mr. Johnson, on leave being granted, introduced a bill for the benefit of the improvers of town lots, and for other purposes; which was read a first time, and ordered for a second reading to-morrow.

Mr. Thompson, on leave being granted, introduced a bill appointing trustees of the school lands, reserved for the use of the inhabitants of the Illinois Grant; which was read a first time, and ordered for a second reading to-morrow.

Mr. Ray, on leave being granted, introduced a bill to legalize the proceedings of the Franklin and Union circuit courts, relative to the partition of certain real estate, among the heirs of Thomas Harper, deceased.

Also a bill to amend an act, regulating grist mills and millers, and for other purposes; each of which bills was read a first time and ordered for a second reading to-morrow.

A message from the House of Representatives by Mr. Howk, a member:

Mr. President,

I am instructed to inform the Senate that the House of Representatives have concurred in the amendments made by the Senate, to the memorial of the General Assembly of the State of Indiana, to the Congress of the United States.

The engrossed bill providing for the revision and compilation of the statute laws of this state, was read a third time and passed.

Ordered, That Mr. Harrison inform the House of Representatives thereof, and request their concurrence therein.

The engrossed joint resolution of the General Assembly, relative to the Illinois Grant, in Clark county; was read a third time and passed.

Ordered, That Mr. Thompson inform the House of Representatives thereof, and request their concurrence therein.

The Senate resolved itself into committee of the whole on the engrossed bill from the House of Representatives, to incorporate certain persons therein named, and their associates, by the name of the Law Library Society, of the state of Indiana:

Mr. Sholtz in the chair;

And after some time spent therein, the committee rose.

Mr. President resumed the chair,

And Mr. Chairman reported, that the committee of the whole had, according to order, had under consideration the said bill, and had instructed him to report the same without amendment. And

On motion,

The said bill was read a third time and passed.

Ordered, That Mr. Daniel inform the House of Representatives thereof.

On motion,

The bill attaching a part of the county of Jackson, to the county of Lawrence, was taken up, and the committee of the whole discharged from the further consideration thereof.

And the said bill was read a third time and passed without amendment.

Ordered, That Mr. Graham inform the House of Representatives thereof.

On motion,

The Senate resolved itself into committee of the whole, on the bill for the relief of Joel Charles;

Mr. Grass in the chair;

And after some time spent therein, the committee rose.

Mr. President resumed the chair,

And Mr. Chairman reported, that the committee of the whole had, according to order, had under consideration the said bill, and had instructed him to report the same without amendment; and the said bill was ordered to be engrossed for a third reading to-morrow.

The bill to re-locate a part of the state road, leading from Mount Prospect on the Ohio river, to Petersburg.

The bill to amend the act, to licence and regulate taverns; approved January 28, 1818.

The bill, in amendment of the act, entitled an act, to provide for the sale of the seminary township in Gibson county, and for other purposes.

And the bill in amendment to the several acts regulating fees, were severally read a second time, and each committed to a committee of the whole Senate, and made the order of the day for to-morrow.

On motion,

The bill for the formation of a new county, out of Marion county, and north of Marion, was re-committed to a committee of the whole Senate, and made the order of the day for to-morrow.

Whereupon,

The Senate resolved itself into committee of the whole, on the said bill;

Mr. Gray in the chair;

And after some time spent therein, the committee rose.

Mr. President resumed the chair,

And Mr. Chairman reported, that the committee of the whole Senate had, according to order, had under consideration the said bill, had made sundry amendments thereto, and had instructed him to request the concurrence of the Senate therein; and the said amendments being again severally read and considered, were

On motion,

Concurred in.

And the said bill was ordered to be engrossed and read a third time to-morrow.

On motion,

The bill for the improvement of the navigation of the East Fork of White river, was taken up and read a third time; and Mr. Graham moved to amend the same, by adding thereto the following, as a third section to the said bill, to wit:

SECTION 3. *Be it further enacted*, That the proprietor or proprietors of the Mills aforesaid, shall before the dam allowed in this act be erected, enter into bond with good freehold security, payable to the Governor and his successors in office, in the penalty of twenty thousand dollars, conditioned for reimbursing and making good to all persons navigating said river, who shall meet with any obstruction in consequence of the dam or other works mentioned in this act, being erected, or who shall have their boats wrecked, foundered, destroyed or injured in any way whatever; the damages which such persons may or shall sustain, in crossing the said dam or other works: which bond and security shall be approved by the clerk of the circuit court, and filed in his office previous to the erection of the dam and works allowed by this act; and any person or

persons suffering damages as before mentioned, may bring suit on the said bond, and recover so much on the same as a jury on the trial thereof shall assess. And the said bond shall not be void or satisfied on one recovery, but shall stand and remain undischarged, for the purpose of indemnifying any future sufferer by the dam and works aforesaid.

And on the question shall the said bill be amended, by adding thereto the said section? the ayes and noes being demanded by two members:

Those who voted in the affirmative were,
Messrs. Baird, Graham and
 Chambers, Johnson—4.

Those who voted in the negative were,
Messrs. Bennett, Harrison,
 Clark, Jenckes,
 Craig, Ray,
 Daniel, Sholtz,
 Grass, Slaughter and
 Gray, Thompson—12.

So it was decided in the negative, and the said amendment rejected.

A motion was then made to re-commit the said bill to a select committee, which was decided in the negative.

Mr. Graham then moved to amend the said bill, by adding thereto the following proviso, to wit:

Provided, That the proprietors aforesaid, shall enter into bond, with good freehold security, in the sum of ten thousand dollars, payable to the Governor, and his successors in office, and conditioned that the said proprietors shall well and truly comply with the several provisions of this act, agreeably to the true intent and meaning thereof; which security shall be approved of by the clerk of the circuit court, of the county of Martin, and deposited in the office of the secretary of state.

And on the question shall the said amendment be

adopted? the ayes and noes being demanded by two members:

Those who voted in the affirmative were,
Messrs. Baird, Graham,
 Chambers, Gray and
 Clark, Johnson—7.
 Craig,

Those who voted in the negative were,
Messrs. Bennett, Ray,
 Daniel, Sholtz,
 Grass, Slaughter and
 Harrison, Thompson—9.
 Jenckes,

So it was decided in the negative.

The said bill was then ordered to be engrossed for a third reading to-morrow.

Mr. Chambers, from the select committee to whom was referred, the petition of Lindsay Coleman and others, praying for a new county out of the counties of Parke and Vigo, have had the same under consideration, and report that it is with pain they reflect on the hardships and inconveniences the petitioners labor under, in being obliged to cross the Wabash river, to attend courts of justice. Yet your committee are of opinion it is inexpedient to grant their petition, at this time. And

On motion,

To concur in the said report, it was decided in the negative.

Ordered, That the said report lie on the table.

And the Senate adjourned until 2 o'clock this afternoon.

2 o'clock. P. M.

The Senate assembled.

Mr. Clark, from the select committee on the petition of Daniel Grant and others, made the following report, to wit:

That in their opinion, the petitioners have a just right to complain of the course pursued by the commissioners, who were appointed on the road leading from M'Donald's ferry to Brownstown; as they had no authority given them by the law under which they acted, to alter the running of said road. Taking that view of the subject, it is the opinion of your committee, the prayer of the petition ought to be granted. And

On motion,

The said report was concurred in.

Mr. Clark, from the select committee on the subject, reported a bill for the formation of a new county out of the county of Delaware, which was read a first time.

And

On motion,

The rule requiring bills to be read three times, on three several days, was dispensed with.

And the said bill was read a second time, committed to a committee of the whole, and made the order of the day for to-morrow.

Mr. Gray laid before the Senate the petition of John Porter and others, of Lawrenceburgh, Dearborn county, praying the passage of a law, authorizing the raising of a road in that vicinity, and that the work done on roads, may be confined to that object; which petition was read, and referred to a select committee, consisting of *Messrs* Gray, Ray, Baird and Johnson, to report thereon by bill or otherwise.

Mr. Thompson laid before the Senate the petition of William H. Moore, collector of Clark county, praying relief; which was read and referred to a select committee consisting of *Messrs* Thompson and Graham, to report thereon by bill or otherwise.

Mr. Thompson from the select committee on the subject, reported a bill for the relief of the collector of Clark county; which was read a first time, and ordered for a second reading to-morrow.

A message from the House of Representatives by Mr. Smith, a member:

Mr. President,

I am instructed to inform the Senate, the House of Representatives have passed an engrossed bill supplemental to an act, entitled an act, incorporating a county library, in the county of Dubois, and other counties therein named; approved 21st January, 1818; in which they request the concurrence of the Senate.

And the said bill was read a first time, and ordered for a second reading to-morrow.

A message from the House of Representatives, by Mr. Mauk, a member:

Mr. President,

I am instructed to inform the Senate, the House of Representatives have passed a bill to limit the stay of executions to sixty days, after the fifteenth day of June; and the said bill was read a first and second time, committed to a committee of the whole Senate, and made the order of the day for to-morrow.

On motion,

The Senate proceeded to the consideration of the resolution offered this morning, by Mr. Daniel, on the subject of granting to the people of the New Purchase, a representation in the General Assembly.

When Mr. Harrison moved to amend the said resolution, by striking the same out from the word "resolution," and inserting in lieu thereof the following, to wit:

"That a committee be appointed to draft and report a bill to the Senate, attaching those new counties, in the country commonly called the New Purchase, and which is at present unrepresented, to such of the old counties most contiguous thereto, so as to make the same as equally as may be."

And on the question, shall the said amendment be adopted? it was decided in the negative.

And the question again recurring, shall the original resolution, as offered by Mr. Daniel, be adopted?

The ayes and noes being demanded by two members present;

Those who voted in the affirmative were,
Messrs. Chambers, Johnson,
 Craig, Ray,
 Daniel, Slaughter and
 Grass, Thompson—9.
 Gray,

And those who voted in the negative were,
Messrs. Baird, Harrison
 Clark, Jenckes and
 Graham, Sholtz—6.

So it was decided in the affirmative.

And the said resolution was adopted.

Ordered, That *Messrs.* Daniel, Ray, Thompson and Craig be the said committee.

A message from the House of Representatives by *Mr.* Bullock, a member

Mr. President,

I am instructed to inform the Senate, the House of Representatives have passed a bill to incorporate a school society in the town of Vernon, in Jennings county, in which they request the concurrence of the Senate.

And the bill was read a first and second time, committed to a committee of the whole Senate, and made the order of the day for to-morrow.

A message from the House of Representatives, by *Mr.* Thornton, their assistant clerk:

Mr. President,

I am instructed to inform the Senate, the House of Representatives have concurred in all the amendments made by the Senate, to the engrossed bill, entitled an act to provide for altering state roads, which originated in the House of Representatives, with sundry amendments thereto; in which they request the concurrence of the Senate.

They have also concurred with the amendments made by the Senate, to the engrossed bill, entitled an act to establish a state road from Aurora in the county of Dearborn, to Napoleon in the county of Ripley, and other roads therein named; which originated in the House of Representatives, with sundry amendments thereto; in which they request the concurrence of the Senate.

On motion,

The Senate proceeded to consider the several amendments made by the House of Representatives to the engrossed bill, to provide for altering state roads; and the first amendment altering the compensation from two dollars per day, to one dollar and fifty cents, was considered, and non-concurred in; the residue of the said amendments to the said bill were severally read, considered and concurred in.

Ordered, That *Mr.* Farnham, assistant secretary, inform the House of Representatives, that the Senate have disagreed to the first amendment made by the House to the said bill, and have concurred in the residue of said amendments.

On motion,

The Senate proceeded to consider the amendments made by the House of Representatives to the amendments made in the Senate, to the bill, entitled an act to establish a state road from Aurora in the county of Dearborn, to Napoleon in the county of Ripley, and other roads therein named; and the said amendments being severally read and considered, were concurred in.

Ordered, That *Mr.* Farnham, assistant secretary, inform the House of Representatives thereof.

Mr. Harrison from the joint committee on enrolled bills, reported that they did on this day lay before his Excellency the Governor, for his approval and signature, the following enrolled bills, entitled acts, viz:

An act authorizing John Cenner to erect a mill dam across White River, at the Horse Shoe Bend.

An act amendatory to an act, entitled an act to licence and regulate taverns.

An act to authorize the agent of the county of Fayette, to sell certain public ground in the town of Connersville, in the said county of Fayette.

Also a joint resolution respecting printing.

On motion,

The bill for the amendment of the law and for other purposes, was read a second time, committed to a committee of the whole Senate, and made the order of the day for to-morrow.

And the Senate adjourned until to-morrow morning, 9 o'clock.

FRIDAY MORNING, DECEMBER 27, 1822.

The Senate assembled.

The President having taken the chair, and called the Senate to order, and it appearing that a quorum did not attend.

It was moved, seconded and carried, that the Senate adjourn until to-morrow morning, 9 o'clock.

SATURDAY MORNING, DECEMBER 28, 1822.

Senate assembled.

On motion by Mr. Daniel,

The following resolution was adopted, to wit:

Resolved, That the honorable Richard C. Anderson, late Speaker of the House of Representatives of the General Assembly of the state of Kentucky, be invited to take a seat within the bar of the Senate chamber, and

Thereupon,

The said resolution being made known to that honorable gentleman, he came in and took his seat accordingly.

Mr. Graham laid before the Senate the petition of B. Blackwell, John Lowry and others, relative to certain navigable streams; which was read,

And on leave being granted,

Mr. Graham reported a bill to amend the act, entitled an act, declaring certain streams therein named, public highways; which was read a first time, and ordered for a second reading on Monday next.

A message from the House of Representatives by Mr. Pennington, a member:

Mr. President,

I am instructed to inform the Senate that the House of Representatives have passed a bill, supplemental to an act, entitled an act, regulating the duties of sheriffs and coroners; in which they request the concurrence of the Senate.

And the said bill was read a first time, and ordered for a second reading on Monday next.

Mr. Ray laid before the Senate the petition or memorial of Hiram Curry, Obed Foote and others, on the subject of granting a representation in the General Assembly of this state, to that portion of country commonly called the New Purchase; which was read and referred to the select committee, heretofore appointed on that subject.

Mr. Ray from the select committee on the petition of John Lilly and others, introduced a bill for the location of a state road from Lawrenceburgh to Brookville, and thence to Fort Wayne; which was read a first time, and ordered for a second reading on Monday next.

Mr. Grass laid before the Senate, the petition of Solomon Lamb and others, relative to state roads;

T

which was read and referred to the committee on the three per cent. fund.

The engrossed bill for the relief of Joel Charles, was read a third time and passed.

Ordered, That Mr. Chambers inform the House of Representatives thereof, and request their concurrence therein.

The engrossed bill for the formation of a new county out of Marion county, and north of Marion; was read a third time and passed.

Ordered, That Mr. Ray inform the House of Representatives thereof, and request their concurrence therein.

A message from his Excellency the Governor, in writing, by Mr. Payne, his private secretary.

CORYDON, 26th DECEMBER, 1822.

SIR,

In answer to a resolution requesting me to inform the Senate, "if demand has been renewed by the executive of this state, of the President of the United States, for certain fugitives from justice of this state, residing within the state of Kentucky, in conformity with a resolution of the General Assembly of the state of Indiana." I herewith transmit a letter of the secretary of state, containing all the information which it is within my power to give on the subject.

With much respect,

Your obedient servant,

WILLIAM HENDRICKS.

*The Honorable Ratliff Boon,
President of the Senate.*

The following is the letter referred to in the foregoing message, to wit:

SECRETARY'S OFFICE,
December 26, 1822.

His Excellency William Hendricks,

SIR,

In answer to the enquiry made, and in conformity to a resolution of the Senate, I have to answer, that I have made strict examination of the records and documents on file in my office, and find none relative to a correspondence or demand made by the executive of this state, of the President of the United States, for certain fugitives from justice of this state, residing within the state of Kentucky.

I have the honor to be,

Very respectfully

Your obedient servant.

R. A. NEW.

And the said message with the enclosed letter, were ordered to lie on the table.

A message from the House of Representatives, by Mr. Thornton, their assistant clerk:

Mr. President,

I am instructed to inform the Senate, the House of Representatives have passed the engrossed bill, entitled an act to provide for the election of certain officers therein named, which originated in the Senate, without amendment.

They have also passed the engrossed bill, entitled an act giving further privileges to the freemen of the town of Lawrenceburgh, in the county of Dearborn, which originated in the Senate.

They have also passed the engrossed bill, entitled an act appointing commissioners to lay out a state road from Lawrenceburgh, through Rising Sun and Vevay, to Madison, which originated in the Senate, with an amendment thereto, in which they request the concurrence of the Senate.

They have also passed a joint resolution of the

General Assembly, for the benefit of the public printers, in which they request the concurrence of the Senate.

I am directed also to inform the Senate, that the House of Representatives insist on the second amendment made by them, to the amendment made by the Senate, to the engrossed bill, entitled an act to provide for the altering of state roads; in which amendment, to the said amendment, they request the concurrence of the Senate.

The engrossed bill for the improvement of the navigation of the East Fork of White River, was read a third time, and

On motion,

Indefinitely to postpone the same, it was decided in the negative.

And on the question shall the said bill pass? the ayes and noes being demanded by two members:

Those who voted in the affirmative were,

<i>Messrs.</i> Bennett,	Harrison,
Daniel,	Jenckes,
Grass,	Sholtz and
Gray,	Thompson—8.

Those who voted in the negative were,

<i>Messrs.</i> Baird,	Graham,
Chambers,	Johnson,
Clark,	Ray and
Craig,	Slaughter—8.

The Senate being equally divided, the President voted in the negative.

So it was decided in the negative.

On motion,

The Senate resolved itself into committee of the whole, on the bill to limit the stay of execution for sixty days, from and after the fifteenth day of June next.

Mr. Slaughter in the chair,

And after some time spent therein, the committee rose.

Mr. President resumed the chair,

And Mr. Chairman reported, that the committee of the whole had, according to order, had the said bill under consideration, had made sundry amendments thereto, and had instructed him to request the concurrence of the Senate therein.

And the said amendments being severally read and considered, were concurred in by the Senate.

Whereupon,

On motion by Mr. Graham,

The said bill was committed to a select committee, and Messrs. Graham and Clark were appointed that committee.

A message from the House of Representatives, by Mr. Armstrong, a member:

Mr. President,

I am instructed to inform the Senate, the House of Representatives have passed an engrossed bill, to amend an act, entitled an act, authorizing the granting of letters testamentary, and letters of administration, for the settlement of intestates estates, and for other purposes; approved January 29, 1848; in which they request the concurrence of the Senate.

A message from the House of Representatives, by Mr. Rout, a member:

Mr. President,

I am instructed to inform the Senate, the House of Representatives have passed a bill, entitled an act, to dissolve the bans of matrimony, between Charles Sefret and Hetty his wife; in which they request the concurrence of the Senate.

And the Senate adjourned until 2 o'clock, this afternoon.

2 o'clock, P. M.

The Senate assembled.

On motion by Mr. Harrison,

The Senate resolved itself into committee of the whole, on the bill to authorize the qualified voters within this state, to vote for or against a convention.

Mr. Daniel in the chair;

And after some time spent therein, the committee rose.

Mr. President resumed the chair,

And Mr. Chairman reported, that the committee of the whole had, according to order, had the said bill under consideration, had made sundry amendments thereto, and had instructed him to request the concurrence of the Senate therein, and the said amendments being read and considered, were concurred in.

And the said bill was ordered to be engrossed for a third reading on Monday next.

A message from the House of Representatives, by Mr. Smith, a member:

Mr. President,

I am instructed to inform the Senate, the House of Representatives have passed a bill, supplemental to an act, to amend an act, entitled an act, to regulate the jurisdiction and duties of justices of the peace; approved January 28, 1818; in which the concurrence of the Senate is requested.

And the said bill was ordered to lie on the table:

On motion by *Mr. Harrison,*

The Senate resolved itself into committee of the whole, on the bill to amend an act, for the better regulation of the militia of the state of Indiana;

Mr. Chambers in the chair;

And after some time spent therein, the committee rose.

Mr. President resumed the chair,

And Mr. Chairman reported, that the committee of the whole had, according to order, had under consideration the said bill, had made sundry amendments thereto, and had instructed him to request the concurrence of the Senate therein; and the said amendments being severally read, were concurred in, except the amend-

ment striking out the third section, which reads in the words following, to wit:

SECTION 3. The Adjutant General of the militia, shall from and after the first day of March next, reside and keep his office at the seat of government.

And on the question shall the said bill be amended, by striking out the said section? the ayes and noes being demanded by two members:

Those who voted in the affirmative were,
Messrs. Bennett, Jenckes, and
Chambers, Thompson—5.
Craig,

Those who voted in the negative were,
Messrs. Baird, Harrison,
Clark, Johnson,
Daniel, Ray,
Graham, Sholtz and
Gray, Slaughter—11.
Grass,

So it was decided in the negative.

And the said bill was then ordered to be engrossed for a third reading on Monday next.

A message from the House of Representatives, by Mr. Howk, a member:

Mr. President,

I am instructed to inform the Senate, that the Speaker of the House of Representatives, has signed the following enrolled bills, entitled acts, to wit:

An act giving to the citizens of Indianapolis, a public burying ground.

An act legalizing the proceedings of the board of county commissioners of Knox county.

An act for the formation of a new county, out of the county of Delaware.

An act attaching part of the county of Jackson, to the county of Lawrence.

An act for the relief of Reuben H. Murray and Robert Gray.

An act providing for the election of president and trustees for the Monroe county library.

Also a joint resolution to authorize the auditor of state, to audit the allowance of the sheriff of Fayette county, for a part of the state revenue, for the year 1819; all of which originated in the House of Representatives, and which I am instructed to lay before the President of the Senate for his signature. And the said bill being signed by the President of the Senate, were handed to the joint committee on enrolled bills, to be laid before the Governor for his approval and signature.

A message from the House of Representatives by Mr. James, a member:

Mr. President,

I am instructed to inform the Senate, the House of Representatives have passed an engrossed bill to relocate a part of the state road from Rising Sun to Versailles, in which they request the concurrence of the Senate.

And the said bill was laid on the table.

A message from the House of Representatives, by Mr. Thornton, their assistant clerk:

Mr. President,

I am instructed by the House of Representatives to inform the Senate that the House of Representatives have passed the engrossed bill providing for the revision and compilation of the statute laws of this state, without amendment; which bill originated in the Senate.

On motion,

The Senate proceeded to re-consider their vote of this forenoon, rejecting the bill for improving the navigation of the East Fork of White River; and the said bill was re-committed to a committee of the whole Senate, and made the order of the day for Monday next.

The Senate proceeded to the consideration of the

amendment made by the House of Representatives to the bill appointing commissioners to lay out a state road from Lawrenceburgh, through Rising Sun and Vevay to Madison; and the said amendment being read and considered, was concurred in.

Ordered, That the secretary of the Senate inform the House of Representatives thereof.

The engrossed bill from the House of Representatives, entitled an act, to amend an act, approved, January 29th 1818, entitled an act, authorizing the granting of letters testamentary, and letters of administration, for the settlement of intestate estates, and for other purposes; was read a first and second time, committed to a committee of the whole Senate, and made the order of the day for Monday next.

The engrossed bill from the House of Representatives to dissolve the bans of matrimony, between Charles Sefret and Hetty his wife; was read a first time, and

On motion,

The rule requiring bills to be read on three several days, was dispensed with, and the said bill was read a second and third time, and passed without amendment.

Ordered, That Mr. Sholtz inform the House of Representatives thereof.

On motion,

The several orders of the day were postponed until Monday next.

Mr. Thompson laid before the Senate the petition of Joseph Thomas and others, relative to the seat of justice of Putnam county; which was read and referred to a select committee of Messrs. Thompson and Jenckes, to report on the same by bill or otherwise.

Mr. Graham, from the select committee to whom was referred the engrossed bill to limit the stay of execution to sixty days, after the fifteenth day of June next, reported the same without amendment; and the

said bill was committed to a committee of the whole Senate, and made the order of the day for Monday next.

On motion by Mr. Graham,

The following resolution was adopted:

Resolved, That a committee of free conference be appointed on the part of the Senate, to act with a committee to be appointed on the part of the House of Representatives, on the difference existing between the two houses, relative to the amendment made by the House of Representatives, to the amendment made by the Senate, to the bill to provide for altering state roads, and for other purposes, and that the House of Representatives be informed thereof and a similar resolution requested on their part.

Ordered, That Messrs. Graham and Chambers, be that committee on the part of the Senate, and that Mr. Graham inform the House of Representatives thereof.

And the Senate adjourned until Monday morning, 9 o'clock.

30

MONDAY MORNING, DECEMBER 29, 1822.

Senate assembled.

Mr. Clark, on leave being granted, introduced a bill to amend an act regulating the mode of summoning and empannelling grand and petit jurors; approved January 28th 1818; which was read a first and second time, committed to a committee of the whole Senate, and made the order of the day for to-morrow.

Mr. Thompson from the select committee on the subject; reported a bill for the location of the seat of justice of Putnam county; which was read a first and second time, committed to a committee of the whole Senate, and made the order of the day for to-morrow.

A message from the House of Representatives by Mr. Stapp, a member:

Mr. President,

I am instructed by the House of Representatives to inform the Senate, that the House have passed the following resolution, to wit:

Resolved, By the House of Representatives that a committee of free conference be appointed on the part of this House, to act in conjunction with a similar committee appointed on the part of the Senate, on the subject matter of disagreement of the Senate, to the amendment made by this House, to the amendment made by the Senate, to the engrossed bill, entitled an act to provide for the alteration of state roads, which originated in the House of Representatives; and that the said committee report to their respective Houses.

And the House of Representatives have appointed *Messrs.* Stapp, Smith and Robb, that committee.

On motion by Mr. Clark,

The Senate, according to order, resolved itself into a committee of the whole on the bill for the formation of the county of Madison:

Mr. Johnson in the chair;

And after some time spent therein, the committee rose.

Mr. President resumed the chair,

And Mr. Chairman reported, that the committee of the whole Senate had, according to order, had under consideration the said bill, had made sundry amendments thereto, in which he was instructed to request the concurrence of the Senate.

And the said amendments having been read and considered, were concurred in.

And the said bill was ordered to be engrossed for a third reading this afternoon.

A message from the House of Representatives by Mr. Howk, a member.

Mr. President,

I am instructed by the House of Representatives to inform the Senate, that the House of Representatives have adopted the following resolution, to wit:

Resolved, By the House of Representatives, that the Senate be informed that this House have preferred articles of impeachment against John Tresenriter, a justice of the peace for Harrison county, for malfeasance and corruption in his office, as Justice; and that the Senate be requested to appoint a time, when they will form a court of impeachment for the trial of the said John Tresenriter; that Messrs, Howk, Smith and Dumont, be appointed managers of said impeachment, on the part of this House. And

On motion by Mr. Slaughter,

The Senate adopted the following resolution, to wit:

Resolved, That the Senate will form itself into a court of impeachment, on Thursday next, for the trial of John Tresenriter, a justice of the peace of Harrison county, against whom articles of impeachment have been preferred by the House of Representatives; and that the President of the Senate be required to issue process, to ensure the attendance of said Tresenriter; likewise subpoenas for necessary witnesses, and that the House of Representatives be informed thereof; and that the said Tresenriter, be furnished with a copy of the articles of impeachment aforesaid.

A message from the House of Representatives, by Mr. Thornton, their assistant clerk:

Mr. President,

I am instructed to inform the Senate that the House of Representatives have passed a bill to authorize the administrators of Simpson Charlton, deceased, to reassign the title to certain real estate, to the former claimant thereof; and in which they request the concurrence of the Senate.

And the said bill was read a first and second time, committed to a committee of the whole Senate, and made the order of the day for to-morrow,

A message from the House of Representatives by Mr. Bullock, a member:

Mr. President,

I am instructed to inform the Senate, the House of Representatives have passed the following resolution, to wit:

Resolved, By the House of Representatives that the Senate be informed that the House of Representatives have preferred articles of impeachment against Lewis R. Rodgers, clerk of the county of Martin, for malfeasance and corruption in his office, as such clerk; and that the Senate be requested to appoint a time when they will form a court of impeachment, for the trial of said Lewis R. Rodgers; that Messrs Bullock, Smith and Howk be appointed managers of the said impeachment, on the part of the House of Representatives. And

On motion by Mr. Graham;

The Senate adopted the following resolution, to wit:

Resolved, That the Senate will form themselves into a high court of impeachment on Monday next, to proceed to the trial of Lewis R. Rodgers, clerk of the circuit court of Martin county, on articles of impeachment preferred against the said Rodgers by the House of Representatives; and that the President of the Senate do issue the necessary process, commanding the said Rodgers to appear at the time aforesaid, to answer to the articles of impeachment aforesaid; and also all such subpoenas and other process, as well for the state as the defendant, as may be necessary to compel the attendance of witnesses in the case aforesaid; which several process to be directed to the sergeant-at-arms, attending on the Senate; and that the secretary of the Senate, furnish the sergeant-at-arms with a copy of the articles of impeachment, who is directed to deliver the same to the defendant.

Ordered, That Mr. Graham inform the House of Representative thereof.

Mr. Harrison, from the committee on enrolled bills, reported, that they had compared the following engrossed with the enrolled bills, entitled acts, to wit:

An act to provide for the election of certain officers therein named.

An act providing for the revision and compilation of the statute laws of this state.

An act giving further privileges to the freemen of the town of Lawrenceburg, in the county of Dearborn.

Also, an act appointing commissioners to lay out a state road from Lawrenceburgh, through Rising Sun and Vevay, to Madison; all of which originated in the Senate, and find the same to be truly enrolled.

Mr. Harrison, from the committee on enrolled bills, made report, that the said committee had compared the following engrossed with the enrolled bills, entitled acts, to wit:

An act for the relief of Reuben H. Murray and Robert Gray.

An act giving to the citizens of Indianapolis, a public burying ground.

An act providing for the election of president and trustees for the Monroe county library.

An act attaching part of the county of Jackson, to the county of Lawrence.

All of which originated in the House of Representatives, and find the same to be truly enrolled.

A message from the House of Representatives, by Mr. Scott, a member:

Mr. President,

I am directed to inform this House, that the Speaker of the House of Representatives has signed the following enrolled bills, entitled acts, to wit:

An act to provide for the election of certain officers, therein named.

An act providing for the revision and compilation of the statute laws of this state.

An act giving further privileges to the freemen of the town of Lawrenceburgh, in the county of Dearborn.

And an act appointing commissioners to lay out a state road from Lawrenceburgh through Rising Sun and Vevay, to Madison.

All of which originated in the Senate, and which I am directed to lay before the President of the Senate for his signature; and the said bills were signed by the President of the Senate, and handed to the committee on enrolled bills, to be laid before the Governor, for his approval and signature.

The engrossed bill from the House of Representatives, to re-locate a part of the state road from Rising Sun to Versailles, was read a first and second time, committed to a committee of the whole Senate, and made the order of the day for to-morrow.

The engrossed bill from the House of Representatives, supplemental to an act, to amend an act, to regulate the jurisdiction and duties of justices of the peace; approved January 28, 1818; was read a first and second time, committed to a committee of the whole Senate, and made the order of the day for to-morrow.

The engrossed bill to authorize the qualified voters of this state, to vote for or against a convention, was read a third time and passed.

Ordered, That Mr. Harrison inform the House of Representatives thereof.

And the Senate adjourned until 2 o'clock this afternoon.

2 o'clock. P. M.

The Senate assembled.

On motion by Mr. Graham,

Mr. Daniel was added to the committee of free conference, on the disagreement between the two houses, relative to the bill for the alteration of roads.

Mr. Bennett, on leave being granted, introduced a bill to authorize the trustees of the Madison Academy, in Jefferson county, state of Indiana, to borrow of the

trustees of said county, the seminary funds; which was read twice, and committed to a committee of the whole Senate, and made the order of the day for to-morrow.

The engrossed bill to amend an act, for the better regulation of the militia of the state of Indiana, was

On motion,

Re-committed to a committee of the whole Senate, and made the order of the day for this day; and

Thereupon,

The Senate resolved itself into committee of the whole, on the said bill;

Mr. Chambers in the chair,

And after some time spent therein, the committee rose.

Mr. President resumed the chair,

And *Mr. Chairman* reported, that the committee of the whole had, according to order, had the said bill under consideration, had made sundry amendments thereto, and had instructed him to request the concurrence of the Senate therein; and the said amendments being severally read and considered, it was moved and seconded, that so much thereof as prohibits staff officers from voting for general officers, be stricken out; on which question the ayes and noes being demanded by two members:

Mr. Thompson voted in the affirmative.

Those who voted in the negative were,

<i>Messrs.</i> Baird,	Grass,
Bennett,	Harrison,
Chambers,	Jenckes,
Clark,	Ray,
Craig,	Sholtz and
Daniel,	Slaughter—13.
Graham,	

So it was decided in the negative.

And the said amendments were ordered to be engrossed, and with the said bill, read a third time this afternoon.

A message from the House of Representatives, by *Mr. Scott*, a member:

Mr. President,

I am instructed to inform the Senate, the House of Representatives have passed a bill for the relief of *Harris Tyner*, collector of *Marion county*, in which they request the concurrence of the Senate.

And the said bill was read a first and second time, committed to a committee of the whole Senate, and made the order of the day for to-morrow.

A message from the House of Representatives, by *Mr. Smith*, a member:

Mr. President,

I am instructed to inform the Senate, the House of Representatives have passed a bill to amend an act, for the formation of a new county, out of the county of *Delaware*, approved *December 31, 1821*; in which they request the concurrence of the Senate.

And the said bill was read twice, and committed to a committee of the whole Senate for to-morrow.

A message from the House of Representatives, by *Mr. Green*, a member:

Mr. President,

I am instructed to inform the Senate, that the House of Representatives have passed a bill attaching part of the county of *Perry*, to the county of *Crawford*; in which they request the concurrence of the Senate.

And the said bill was read twice, committed to a committee of the whole Senate, and made the order of the day for to-morrow.

A message from the House of Representatives, by *Mr. Bassett*, a member:

Mr. President,

I am instructed to inform the Senate, the House of Representatives have passed an engrossed bill to incorporate a public seminary, at *Aurora*, in the county of *Dearborn*; in which they request the concurrence of the Senate.

And the said bill was read twice, committed to a committee of the whole Senate, and made the order of the day for to-morrow.

A message from the House of Representatives, by Mr. Robb, a member:

Mr. President,

I am instructed to inform the Senate, the House of Representatives have passed a bill, to authorize the administrators of Enos Mosely, deceased, to sell the real estate of said deceased, in which they request the concurrence of the Senate.

And the said bill was read twice, committed to a committee of the whole Senate, and made the order of the day for to-morrow.

A message from the House of Representatives, by Mr. Casey, a member:

Mr. President,

I am instructed to inform the Senate, the House of Representatives have passed a bill, attaching part of the county of Gibson to the county of Posey, in which they request the concurrence of the Senate.

And the said bill was read twice, committed to a committee of the whole Senate, and made the order of the day for to-morrow.

The engrossed bill for the formation of the county of Madison, was read a third time and passed.

Ordered, That Mr. Clark inform the House of Representatives thereof, and request their concurrence therein.

The engrossed bill to amend an act, for the better regulation of the militia of the state of Indiana, was read a third time and passed.

Ordered, That Mr. Harrison inform the House of Representatives thereof, and request their concurrence therein.

On motion,

The Senate resolved itself into committee of the

whole, on the bill for the improvement of the navigation of the East Fork of White river;

Mr. Slaughter in the chair,

And after some time spent therein, the committee rose.

Mr. President resumed the chair,

And *Mr. Chairman* reported, that the committee of the whole Senate had, according to order, had under consideration the said bill, had made sundry amendments thereto, and had instructed him to request the concurrence of the Senate therein.

And the said amendments having been severally read and considered, were concurred in. And

On motion by *Mr. Sholtz*,

The bill was further amended, by adding thereto the name of Joel Holbert, as one of the commissioners.

And the said amendments were ordered to be read, and with the engrossed bill, read a third time to-morrow.

And on the question shall the said amendment be adopted? the ayes and noes being demanded by two members:

Those who voted in the affirmative were,

Messrs. Bennett,	Jenckes,
Clark,	Johnson,
Craig,	Ray, and
Grass,	Sholtz—9.
Harrison,	

And those who voted in the negative were,

Messrs. Baird,	Graham,
Chambers,	Gray, and
Daniel,	Thompson—6.

So it was decided in the affirmative.

And the said amendment was concurred in.

Mr. Thompson then moved to strike out the said bill from the enacting clause, and on the question shall the bill be amended, by striking out the same from the enacting clause? the ayes and noes being demanded by two members:

Those who voted in the affirmative were,
Messrs. Baird, Gray and
 Graham, Thompson—4.

And those who voted in the negative were,
Messrs. Bennett, Harrison
 Chambers, Jenckes
 Clark, Johnson,
 Craig, Ray, and
 Daniel, Sholtz—11.
 Grass,

So it was decided in the negative.

Ordered, That the said bill be engrossed for a third reading to-morrow.

The Senate,

On motion,

Resolved itself into committee of the whole on the bill in amendment to the act, entitled an act to provide for the sale of the seminary township in Gibson county and for other purposes;

Mr. Jenckes in the chair;

And after some time spent therein, the committee rose.

Mr. President resumed the chair,

And Mr. Chairman reported, that the committee of the whole had, according to order, had under consideration the said bill, had made sundry amendments thereto, and had instructed him to request the concurrence of the Senate therein; and the said amendments being read:

On motion,

To concur in the amendment made, by adding the following proviso to the said bill, to wit:

Provided always:

And the sale of the foregoing school lands are hereby authorized upon the express condition, and with the express intention, that the monies arising from the sales of the said lands, shall be again vested

in wild lands in the state of Indiana, as the General Assembly of this state may from time to time prescribe.

And the Senate adjourned until to-morrow morning, 9 o'clock.

TUESDAY MORNING, DECEMBER 31, 1822.

Senate assembled.

Mr. Graham from the committee of free conference on the subject, made the following report, to wit:

The committee of free conference appointed on the subject of the disagreement between the two Houses, relative to the amendment made by the House of Representatives, to the amendment made by the Senate, to the bill to provide for altering state roads; have had the same under their consideration, and have agreed to insert one dollar and seventy five cents, instead of two dollars, the sum allowed to the road commissioners, per day; by the bill as it went from the Senate.

Mr. Daniel, on leave being granted, introduced a bill to authorize David Stewart, administrator, and Lucinda Wyman, administratrix, of the estate of George Wyman, deceased, to sell certain real estate; which was read twice, and committed to a committee of the whole Senate, and made the order of the day for to-morrow.

Mr. Ray, on leave being granted, introduced a bill to authorize the Governor to rent such buildings in the town of Corydon, as may be necessary for his accommodation, and for other purposes; which was twice read, committed to committee of the whole Senate and made the order of the day for to-morrow.

Mr. Ray, from the select committee, appointed to take into consideration certain documents and correspondence from other states, on the subject of grant-

ing to the original states, lands for the purposes of education;

Made report,

Which was read, committed to a committee of the whole Senate, and made the order of the day for tomorrow.

Mr. Harrison from the joint committee on enrolled bills, reported, that they did on this day lay before his Excellency the Governor, for his approval and signature, the following enrolled bills, entitled acts, to wit-

An act giving further privileges to the freemen of the town of Lawrenceburgh, in the county of Dearborn.

An act providing for the revision and compilation of the statute laws of this state.

An act to provide for the election of certain officers therein named.

An act legalizing the proceedings of the board of county commissioners of Knox county.

An act providing for the election of president and trustees for the Monroe county library.

An act giving to the citizens of Indianapolis a public burying ground.

An act for the relief of Reuben H. Murray and Robert Gray.

An act attaching part of the county of Jackson to the county of Lawrence.

An act for the formation of a new county out of the county of Delaware.

An act appointing commissioners to lay out a state road from Lawrenceburgh, through Rising Sun and Vevay, to Madison.

Also, a joint resolution to authorize the auditor of state to audit the allowance of the sheriff of Fayette county, for a part of the state revenue, for the year 1819.

Mr. Grass laid before the Senate the petition of

John M'Creem and others, praying that a part of Perry county may be attached to the county of Spencer; which was read and referred to a select committee, consisting of Messrs. Grass and Daniel.

The engrossed bill to amend the act, entitled an act to provide for the sale of the seminary township and for other purposes, was read a third time, and on the question, shall the said bill pass? the ayes and noes being demanded by two members;

Those who voted in the affirmative were,

Messrs. Bennett,	Harrison,
Clark,	Jenckes,
Craig,	Johnson and
Daniel,	Ray—9.
Grass,	

Those who voted in the negative were,

Messrs. Baird,	Gray,
Chambers,	Slaughter and
Graham,	Thompson—6.

So it was decided in the affirmative.

Ordered, That Mr. Daniel inform the House of Representatives thereof and request their concurrence therein.

The engrossed bill for the improvement of the navigation of the East Fork of White River, was read a third time, and on the question, shall the said bill pass? the ayes and noes being demanded by two members;

Those who voted in the affirmative were,

Messrs. Bennett,	Jenckes,
Daniel,	Ray,
Grass,	Sholtz,
Gray,	Slaughter and
Harrison,	Thompson—10.

Those who voted in the negative were,

Messrs. Baird,	Craig,
Chambers,	Graham and
Clark,	Johnson—6.

So it was decided in the affirmative.

Ordered, That Mr. Sholtz inform the House of Representatives thereof, and request their concurrence therein.

On motion,

The Senate resolved itself into committee of the whole, on the engrossed bill from the House of Representatives, to amend an act, entitled an act, authorizing the granting of letters testamentary, and letters of administration, for the settlement of intestate estates, and for other purposes;

Mr. Harrison in the chair,

And after some time spent therein, the committee rose.

Mr. President resumed the chair,

And Mr. Chairman reported, that the committee of the whole had, according to order, had the said bill under consideration, had made sundry amendments thereto, and had instructed him to request the concurrence of the Senate therein.

And the said amendments being severally read and considered, were concurred in.

Ordered, That the said amendments be engrossed, and with the said bill be read a third time to-morrow.

A message from the House of Representatives by Mr. Stapp, a member.

Mr. President,

I am directed to inform the Senate, the House of Representatives have concurred in the report made by the committee of free conference, on the subject matter of dispute, between the two Houses, relative to the amendment made by the Senate, to the act to provide for altering state roads, and for other purposes.

On motion,

The Senate resolved itself into committee of the whole, on the engrossed bill from the House of Representatives, supplemental to an act, to amend the act, reducing into one, all the acts, and parts of acts, now

in force in this state, regulating proceedings in actions at law, and suits in chancery;

Mr. Sholtz in the chair,

And after some time spent thereon, the committee rose.

Mr. President resumed the chair,

And Mr. Chairman reported, that the committee of the whole had, according to order, had under consideration the said bill, had made some progress therein, but not having time to go through the whole, had instructed him to ask leave to sit again; And

Thereupon,

Leave was granted.

And the Senate adjourned until 2 o'clock this afternoon.

2 o'clock. P. M.

The Senate assembled.

On motion,

The Senate again resolved itself into committee of the whole, on the engrossed bill from the House of Representatives, supplemental to an act, to amend the act, reducing into one, all the acts and parts of acts, now in force in this state, regulating proceedings in actions at law, and suits in chancery;

Mr. Sholtz in the chair,

And after some time spent thereon, the committee rose.

Mr. President resumed the chair.

And Mr. Chairman reported, that the committee of the whole had, according to order, had under consideration the said bill, had made some progress therein, but not having time to go through the same, had instructed him to ask leave to sit again. And

Thereupon,

Leave was granted.

A message from the House of Representatives by Mr. Burnett, a member.

Mr. President,

I am directed by the House of Representatives, to

inform the Senate, the House of Representatives have passed a bill attaching part of the county of Harrison, to the county of Floyd, in which they request the concurrence of the Senate.

And the said bill was laid on the table.

And the Senate adjourned until to-morrow morning, 9 o'clock.

WEDNESDAY MORNING, JANUARY 1, 1823.

The Senate assembled.

The engrossed bill, from the House of Representatives, attaching part of the county of Harrison, to the county of Floyd, was read twice, committed to a committee of the whole Senate, and made the order of the day for to-morrow.

Mr. Daniel, from the committee on the subject, reported a bill, in addition to an act, for the apportionment of senators and representatives in this state, approved January 2, 1821; which was twice read, committed to a committee of the whole Senate, and made the order of the day for Saturday next.

Mr. Grass, from the committee on the subject, reported a bill, attaching a part of the county of Perry, to the county of Spencer, and for other purposes; which was read twice, committed to a committee of the whole Senate, and made the order of the day for to-morrow.

Mr. Graham presented the petition of Jesse B. Durham and others, praying an act for the relief of the heirs of John M'Affee, which was read and referred to a select committee, consisting of Messrs. Graham, Bennett and Grass, to report thereon by bill or otherwise.

On motion by Mr. Daniel,

The Senate proceeded to re-consider their vote on the report of Mr. Chambers, from the select committee on the petition of Horatio G. Collins, Michael Patton

and others, praying the erection of a new county, west of the river Wabash.

And the question again recurring, will the Senate concur in the report of the select committee, heretofore made on the said petition? it was decided in the negative.

Mr. Thompson, on leave being granted, introduced a bill for the formation of a new county, out of the counties of Parke and Vigo; which was read and ordered for second reading to-morrow.

Mr. Chambers presented the petition of William F. Peterson and ——— Monroe, relative to a lease of that part of the public lands, commonly called the French Lick, which was read and laid on the table.

Mr. Slaughter offered the following resolution, to wit:

Resolved, That Francis N. Moore be appointed assistant sergeant-at-arms of the Senate, for the purpose of executing such process as may be necessary, for the trial of John Tresenriter, and other necessary business, which was adopted; and the said Francis N. Moore was called into the Senate chamber, and the oath of office administered to him, by judge Blackford.

Mr. Bennett, on leave being granted, introduced a bill, to establish a state road from the north end of Main-street, in the old town of Madison, to Big creek; which was read twice, committed to committee of the whole Senate, and made the order of the day for to-morrow.

A message from the House of Representatives, by Mr. Daniel, a member:

Mr. President,

I am instructed to inform the Senate, the House of Representatives have passed an engrossed bill, to authorize Jesse Upton, to build a mill dam across Anderson river; in which they request the concurrence of the Senate.

And the said bill was read twice, committed to a

committee of the whole Senate, and made the order of the day for to-morrow.

Mr. Sholtz, from the select committee, on the petition of Philip Conrad and others, reported a bill, to attach a part of the county of Dubois, to the county of Martin; which was twice read, committed to a committee of the whole Senate, and made the order of the day for to-morrow.

The engrossed bill from the House of Representatives, to amend an act, entitled an act, authorizing the granting of letters testamentary, and letters of administration, for the settlement of intestate estates, and for other purposes, with the amendments made in Senate thereto, was read a third time and passed.

Ordered, That Mr. Ray inform the House of Representatives, that the Senate have passed the said bill with sundry amendments, in which amendments the concurrence of that house is requested.

A message from the House of Representatives, by Mr. Ross, their clerk:

Mr. President,

I am instructed by the House of Representatives to inform the Senate, that the House of Representatives have passed the engrossed bill for the relief of securities of persons charged with criminal offences.

Also the engrossed bill for the relief of Joel Charles.

Also the engrossed bill to authorize the qualified voters of this state to vote for or against a convention for the revision of the constitution of this state, without amendment.

They have also passed a joint resolution of the General Assembly relative to the Illinois Grant in Clark county, with an amendment thereto, in which they request the concurrence of the Senate.

On motion by Mr. Daniel,

The Senate resolved itself into committee of the whole, on the bill to limit the stay of execution and for other purposes;

Mr. Jenckes in the chair;

And after some time spent thereon, the committee rose.

Mr. President resumed the chair,

And Mr. Chairman reported, that the committee of the whole had, according to order, had the said bill under consideration, had made sundry amendments thereto, and had instructed him to request the concurrence of the Senate therein; and the said amendments being read; on the question will the Senate concur with the committee of the whole in the following amendment? which reads as follows, to wit:

“That hereafter whenever any execution may issue to any officer in this state against any defendant or defendants, it shall be the duty of such officer to recognize as exempt from execution, such of the tools of a mechanic as he may own and select at the time any execution may be in the hands of any officer of this state, provided the tools exempted by this act, and property exempted by every law in this state, shall not exceed in value one hundred dollars.”

The ayes and noes being demanded by two members:

Those who voted in the affirmative were,

<i>Messrs.</i> Bennett,	Gray
Chambers,	Jenckes
Clark,	Johnson,
Craig,	Ray,
Graham,	Sholtz and
Grass,	Thompson—12.

And those who voted in the negative were,

<i>Messrs.</i> Baird,	Harrison and
Daniel,	Slaughter—4.

So it was decided in the affirmative.

And the said amendment was adopted.

And the Senate adjourned until 2 o'clock, this afternoon.

2 o'clock, P. M.

Senate assembled.

The Senate proceeded to the consideration of the amendments made by the House of Representatives to the joint resolution of the General Assembly relative to the Illinois Grant in Clark county; and the same being read, were concurred in, except so much as strikes out the name of "James Beggs," and inserts in lieu thereof, William G. Armstrong; which was not concurred in.

Ordered, That Mr. Thompson inform the House of Representative thereof.

The bill from the House of Representatives to incorporate a school society in the town of Vernon, in Jennings county, was taken up; and

On motion,

Indefinitely to postpone the further consideration of the said bill, it was decided in the affirmative.

And the said bill was indefinitely postponed.

On motion,

The committee of the whole Senate was discharged from the further consideration of the bill to relocate a part of the state road leading from Mount Prospect on the Ohio River to Petersburg; and the said bill was ordered to be engrossed for a third reading to-morrow. And

On motion,

The committee of the whole Senate was discharged from the further consideration of the bill to amend the act to licence and regulate taverns, approved, January 28th, 1818; and the said bill was ordered to be engrossed for a third reading to-morrow.

A message from the House of Representatives, by Mr. Everts, a member:

Mr. President,

I am instructed by the House of Representatives to inform the Senate, that the House have passed a bill to relocate so much of the state road leading from the

Ohio line through Brookville to Indianapolis, as lies between the point to which the same has been opened, to Indianapolis; in which they request the concurrence of the Senate.

And the said bill was read twice, committed to a committee of the whole Senate, and made the order of the day for to-morrow.

A message from the House of Representatives, by Mr. Howk, a member.

Mr. President,

I am instructed to inform the Senate, the House of Representatives have receded from the amendment made by them to the joint resolution of the General Assembly, relative to the Illinois Grant in Clark county; which amendment was by striking out the name of James Beggs, and inserting in lieu thereof the name of Wm. G. Armstrong.

On motion,

The Senate resolved itself into committee of the whole, on the bill to amend the act regulating the duties and jurisdiction of justices of the peace, and the bill in amendment of the act regulating fees;

Mr. Johnson in the chair;

And after some time spent on the said several bills, the committee rose.

Mr. President resumed the chair,

And Mr. Chairman reported, that the committee of the whole had, according to order, had under their consideration the said bill, had made sundry amendments thereto, and had instructed him to request the concurrence of the Senate therein.

And the consideration of the said amendments was postponed until to-morrow.

Mr. Sholtz, on leave being granted, introduced a bill appointing commissioners to examine and survey the falls on the East Fork of White River, at Hindoston, which was read twice, committed to a commit-

tee of the whole Senate, and made the order of the day for to-morrow.

On motion by Mr. Harrison,

The several orders of the day were postponed until to-morrow morning. And

On motion by Mr. Harrison,

The Senate adopted the following resolution, to wit:

Resolved, That the Senate will postpone the trial of Lewis R. Rodgers, clerk of the Martin circuit court, on articles of impeachment exhibited against him by the House of Representatives, until the next session of the General Assembly, and that the House of Representatives be informed thereof.

Ordered, That Mr. Harrison inform the House of Representatives thereof.

And the Senate adjourned until to-morrow morning, 9 o'clock.

TUESDAY MORNING, JANUARY 2, 1823.

Senate assembled.

A message from the House of Representatives, by Mr. Wright, a member:

Mr. President,

I am instructed by the House of Representatives to inform the Senate, that the House of Representatives have passed an engrossed bill to alter the state road from Winchester to Indianapolis, in which the concurrence of the Senate is requested.

And the said bill was twice read, committed to a committee of the whole Senate, and made the order of the day for to-morrow.

A message from the House of Representatives, by Mr. Thornton, their assistant clerk:

Mr. President,

The House of Representatives have concurred in

all the amendments made by the Senate to the engrossed bill to amend an act, entitled an act, authorizing the granting of letters testamentary and letters of administration, for the settlement of testates and intestates estates, and for other purposes; approved, January 7th, 1818; which originated in the House of Representatives.

A message from the House of Representatives, by Mr. Green, a member:

Mr. President,

The House of Representatives have passed an engrossed bill concerning salt petre caves, and for other purposes; in which the concurrence of Senate is requested.

And the said bill was read twice, committed to a committee of the whole Senate, and made the order of the day for to-morrow.

A message from the House of Representatives, by Mr. Ross, their clerk.

Mr. President,

The House of Representatives have passed the engrossed bill which originated in the Senate, for the formation of the county of Madison, with some amendments thereto, in which they request the concurrence of the senate.

And the said amendments being read and considered, were concurred in.

Ordered, That Mr. Farnham inform the House of Representatives thereof.

The Senate proceeded to the consideration of the several amendments made in committee of the whole to the bill in amendment of the several acts regulating fees; and the said amendments being read and considered, were concurred in.

The Senate also proceeded to the consideration of the several amendments made in committee of the whole to the bill amending the several acts defining the jurisdiction and duties of justices of the peace; and

on the question to adopt the proviso to the sixth section of the said bill, in the words following:

Provided, however that justices of the peace shall not demand or receive any fee or compensation for any duties and services by them performed in criminal cases; and that said justices courts be considered courts of record.

The ayes and noes being demanded by two members.

Those who voted in the affirmative were,

Messrs. Baird,	Daniel,
Bennett,	Graham
Chambers,	Grass,
Clark,	Johuson and
Craig,	Ray—10.

Those who voted in the negative were,

Messrs. Gray,	Sholtz and
Harrison,	Thompson—5.
Jenckes,	

So the said amendment was adopted.

Mr. Graham moved further to amend the said bill, by adding thereto the following section, to wit:

"The county commissioners in the several counties in this state, shall appoint one or more constable in each township in their respective counties, who shall, previous to entering on the duties of his office, enter into bond with sufficient freehold security, in the sum of two thousand dollars, to be approved of by the clerk of the circuit court, and made payable to the Governor of this state, and his successors in office, and conditioned for the faithful discharge of the duties of his office, and that he shall well and truly pay over all monies he may receive by virtue of his said office, to such person or persons as may be legally entitled to receive the same, which bond shall be filed in the clerk's office of the proper county, and may be put in suit from time to time, until the whole

shall be recovered; and all monies hereafter to be recovered on any judgment rendered by any justice of the peace in this state, shall be collected by the constable, and by him paid over to the person legally entitled to receive the same; provided that nothing herein contained shall be construed to prevent the plaintiff from receiving the amount of any judgment rendered in his favour in such manner, as he may think proper; all laws and parts of laws making it necessary for justices of peace to give bond and security for the discharge of their official duties, be and the same is hereby repealed; the jurisdiction of justices of peace in their respective townships is hereby extended to one hundred dollars, in civil cases.

The ayes and noes being demanded by two members;

Those who voted in the affirmative were,

Messrs. Baird,	Craig,
Chambers,	Graham and
Clark,	Grass—6.

Those who voted in the negative were,

Messrs. Bennett,	Ray,
Daniel,	Sholtz,
Gray,	Slaughter and
Harrison,	Thompson—9.
Jenckes,	

So it was decided in the negative.

And the said bill was ordered to be engrossed for a third reading to-morrow.

A message from the House of Representatives by Mr. Thornton, their assistant clerk:

Mr. President,

The House of Representatives have passed the bill which originated in the Senate, for the formation of a new county out of the county of Marion and North of Marion, with an amendment thereto, in which the concurrence of the Senate is requested.

And the said amendments being read and considered, were concurred in.

Ordered, That Mr. Farnham inform the House of Representatives thereof.

Mr. Baird, on leave being granted, introduced a bill for the more easy vacating roads in certain cases; which was twice read and committed to a committee of the whole Senate and made the order of the day for to-morrow.

The Bill to amend the act to licence and regulate taverns; was read a third time and passed.

Ordered, That Mr. Grass inform the the House of Representatives thereof, and request their concurrence therein.

The engrossed bill to re-locate a part of the state road from Mount Prospect near Ohio to Indianapolis; was read a third time and passed.

Ordered, That Mr. Daniel inform the House of Representatives thereof, and request their concurrence therein.

On motion,

The committee of the whole was discharged from the further consideration of the bill to authorize the administrators of Simpson Charlton, deceased, to re-assign a certificate for certain real estate; and the said bill was read a third time and passed.

Ordered, That Mr. Thompson inform the House of Representatives thereof, and request their concurrence therein.

The Senate according to order resolved itself into committee of the whole on the bill to attach a part of Gibson county to the county of Posey;

Mr. Bennett in the chair,

And after some time spent thereon, the committee rose.

Mr. President resumed the chair,

And Mr. Chairman reported, that the committee of the whole had, according to order, had the said bill under consideration and had instructed him to report

the same without amendment; and the said bill was read a third time and passed.

Ordered, That Mr. Harrison inform the House of Representatives thereof, and request their concurrence therein.

On motion,

The Senate resolved itself into committee of the whole, on the bill attaching a part of the county of Perry to the county of Crawford;

Mr. Baird in the chair,

And after some time spent thereon, the committee rose.

Mr. President resumed the chair,

And Mr. Chairman reported, that the committee of the whole had, according to order, had the said bill under consideration and had instructed him to report the same without amendment. And

On motion,

The said bill was read a third time, and the further consideration thereof postponed indefinitely.

On motion,

The committee of the whole was discharged from the further consideration of the bill to amend an act for the formation of a new county out of the county of Delaware; approved, 31st December, 1821; and the said bill was read a third time and passed without amendment.

Ordered, That Mr. Ray inform the House of Representatives thereof.

On motion,

The Senate resolved itself into committee of the whole on the bill to locate the seat of justice of Putnam county;

Mr. Clark in the chair;

And after some time spent thereon, the committee rose.

Mr. President resumed the chair,

And Mr. Chairman reported, that the committee of

the whole had, according to order, had the said bill under consideration, had made some amendments thereto, and had instructed him to request the concurrence of the Senate therein.

And the said amendments being read and considered, were concurred in:

Ordered, That the said bill be engrossed for a third reading this afternoon.

The Senate resolved itself into committee of the whole on the bill to amend the act, regulating the mode of Summoning and empannelling grand and petit jurors;

Mr. Grass in the chair;

And after some time spent thereon, the committee rose;

Mr. President resumed the chair,

And Mr. Chairman reported, that the committee of the whole had according to order, had the said bill under consideration, had made sundry amendments thereto, in which he was instructed to request the concurrence of the Senate.

And the said amendments being read and considered, were concurred in; and the said bill was ordered to be engrossed for a third reading this afternoon.

And the Senate adjourned until 2 o'clock this afternoon.

2 o'clock. P. M.

The Senate assembled.

The engrossed bill to amend the act, prescribing the mode of summoning and empannelling grand and petit jurors, was read a third time and passed.

Ordered, That Mr. Clark inform the House of Representatives thereof, and request their concurrence therein.

The engrossed bill to limit the stay of execution, and for other purposes; was read a third time and passed.

Ordered, That Mr. Graham inform the House of Representatives thereof and request their concurrence therein.

On motion,

The Senate resolved itself into committee of the whole on the bill to re-locate a part of the state road from Rising Sun to Versailles;

Mr. Slaughter in the chair;

When after some time spent thereon, the committee rose;

Mr. President resumed the chair,

And Mr. Chairman reported that the committee of the whole had, according to order, had the said bill under consideration, and had made some amendments thereto, in which he was instructed to request the concurrence of the Senate.

And the said amendments being read and considered, were concurred in. And

On motion,

The further consideration of the said bill was indefinitely postponed.

On motion,

The Senate resolved itself into committee of the whole, on the bill for the relief of Harris Tyner, collector of Marion county;

Mr. Jenckes in the chair,

And after some time spent thereon, the committee rose.

Mr. President resumed the chair,

And Mr. Chairman reported, that the committee of the whole had, according to order, had the said bill under consideration, had made sundry amendments thereto, and had instructed him to request the concurrence of the Senate therein; and the said amendments being read and considered, were concurred in.

A message from the Governor, by Mr. New, secretary of state:

Mr. President,

I am instructed by the Governor, to inform the Senate, he did on the 31st ult. approve and sign—

An act to provide for the election of certain officers therein named.

An act appointing commissioners to lay out a state road, from Lawrenceburg, through Rising Sun and Vevay, to Madison.

An act providing for the revision of the statute laws of this state.

Also, an act giving further privileges to the freemen of the town of Lawrenceburg, in the county of Dearborn.

All of which originated in the Senate.

On motion,

The committee of the whole Senate was discharged from the further consideration of the bill to authorize Polly Mosely, administratrix of Enos Mosely, deceased, to sell the real estate of said deceased; and the said bill was read a third time and passed.

Ordered, That Mr. Daniel inform the House of Representatives thereof, and request their concurrence therein.

On motion,

The committee of the whole was discharged from the further consideration of the bill, to incorporate a public seminary in the town of Aurora, in the county of Dearborn.

And the said bill was read a third time and passed.

Ordered, That Mr. Gray inform the House of Representatives thereof.

The Senate resolved itself into committee of the whole, on the bill to authorize the trustees of Madison Academy, in the county of Jefferson, to borrow certain monies of the trustees of the seminary fund;

Mr. Ray in the chair,

And after some time spent thereon, the committee rose.

Mr. President resumed the chair,

And Mr. Chairman reported, that the committee of the whole Senate had, according to order, had under consideration the said bill, and had instructed him to report the same without amendment.

And the said bill was ordered to be engrossed for third reading to-morrow.

The bill authorizing the location of the seat of justice in the county of Putnam, was read a third time and passed.

Ordered, That Mr. Thompson inform the House of Representatives thereof, and request their concurrence therein.

On motion,

The committee of the whole was discharged from the further consideration of the bill, authorizing David Stewart, administrator, and Lucinda Wyman administratrix, of George Wyman, deceased, to sell and convey certain real estate; and the said bill was read a third time and passed.

Ordered, That Mr. Slaughter inform the House of Representatives thereof, and request their concurrence therein.

On motion,

The Senate, according to order, resolved itself into committee of the whole on the bill to authorize the Governor to rent such buildings in the town Corydon, as may be necessary for his accommodation, and for other purposes.

Mr. Thompson in the chair,

And after some time spent therein, the committee rose.

Mr. President resumed the chair;

And Mr. Chairman reported, that the committee of the whole had, according to order, had the same under consideration, and had made some amendments thereto, in which he was instructed to request the concurrence of the Senate.

And the said amendments being read and considered, were concurred in.

Ordered, That Mr. Ray inform the House of Representatives thereof, and request their concurrence therein.

A message from the House of Representatives, by Mr. Pennington, a member:

Mr. President,

I am instructed to inform the Senate, the House of Representatives have passed a bill to revive and continue in force an act, entitled an act, locating certain permanent roads therein named, and for other purposes; approved, January 22, 1820; in which the concurrence of the Senate is requested.

And the said bill was twice read, committed to a committee of the whole Senate, and made the order of the day for to-morrow.

And the orders of the day were for the present postponed.

Mr. Chambers, on leave being granted, introduced a bill, supplementary to an act, respecting the three per cent. fund, which was twice read, committed to a committee of the whole Senate, and made the order of the day for to-morrow.

Mr. Gray, on leave being granted, introduced a bill defining the duties of the supervisor of county roads, in the Lawrenceburg district, which was read twice, committed to a committee of the whole Senate, and made the order of the day for to-morrow.

Mr. Ray, on leave being granted, introduced a bill for the improvement of the navigation of White Water; which was twice read, committed to a committee of the whole Senate, and made the order of the day for to-morrow.

On motion by Mr. Thompson,

Resolved, That the committee on education, be instructed to enquire into, and report to the Senate the

amount and description of money, that has been paid into the treasury of state, for seminary purposes.

On motion,

The Senate resolved itself into committee of the whole, on the bill appointing commissioners to examine the falls of the East Fork of White river, at Hindostan;

Mr. Daniel in the chair,

And after some time spent thereon, the committee rose.

Mr. President resumed the chair,

And Mr. Chairman reported, that the committee of the whole had, according to order, had the said bill under consideration, and had instructed him to report the same without amendment; and the said bill was read a third time and passed.

Ordered, That Mr. Sholtz inform the House of Representatives thereof, and request their concurrence therein.

Mr. Chambers, on leave being granted, introduced a bill, attaching part of the counties of Delaware and Wabash, to the county of Morgan, which was twice read, committed to a committee of the whole Senate, and made the order of the day for to-morrow.

A message from the House of Representatives, by Mr. Thornton, their assistant clerk:

Mr. President,

I am instructed to inform the Senate, the House of Representatives have passed the bill, changing a part of the state road, located from Mauk's ferry to Indianapolis, and for other purposes; and the bill entitled an act, authorizing circuit courts to decree the sale of the real estate of minors, and for other purposes, with amendments to each of the said bills, in which I am instructed to request the concurrence of the Senate.

And the said amendments being considered, were concurred in.

Ordered, That Mr. Graham inform the House of Representatives thereof.

The bill to amend the act, entitled an act, declaring certain streams therein named public highways.

The bill to legalize the proceedings of the Franklin and Union circuit courts, relative to the partition of certain real estate, among the heirs of Thomas Harper, deceased.

The bill to amend an act, regulating grist mills and millers, and for other purposes.

The bill supplemental to an act, entitled an act, incorporating a county library, in the county of Dubois, and other counties therein named; approved, January 21, 1818.

The bill for the relief of the collector of Clark county.

The bill for the location of a state road from Lawrenceburg to Brookville, and thence to Fort Wayne.

The bill appointing trustees of the school lands, reserved for the use of the inhabitants of the Illinois Grant.

The bill entitled an act, supplemental to an act, regulating the duties of sheriffs and coroners.

The bill for the benefit of the improvers of town lots in the town of Indianapolis; were severally read a second time, committed to a committee of the whole Senate, and made the order of the day for to-morrow.

A message from the House of Representatives, by Mr. Thornton, their assistant clerk:

Mr. President,

The House of Representatives have passed the engrossed bill from the Senate, for the formation of a new county, out of Marion county and north of Marion, with an amendment thereto; in which the concurrence of the Senate is requested.

And the said amendments being read and considered, were concurred in.

Ordered, That Mr. Farnham inform the House of Representatives thereof.

And the Senate adjourned until to-morrow morning, 9 o'clock.

FRIDAY MORNING, JANUARY 3, 1823.

Senate assembled.

A message from the House of Representatives, by Mr. Scott, a member:

Mr. President,

I am directed to inform the Senate, that the Speaker of the House of Representatives has this day signed the following enrolled bills, entitled acts, to wit:

An act to dissolve the bans of matrimony between Charles Sefret and Hetty his wife, late Hetty Mauzey.

A joint resolution for the benefit of the public printers.

An act to establish a state road from Aurora, in the county of Dearborn, to Napoleon in the county of Ripley, and certain other roads therein named.

An act to attach a part of the county of Gibson to the county of Posey.

An act to amend an act, entitled an act, for the formation of a new county out of the county of Delaware, approved, December 31st, 1821; all of which originated in the House of Representatives, and which I am directed to lay before the President of the Senate for his signature.

And the said bills were signed by the President of the Senate, and handed to the joint committee on enrolled bills, to be laid before the Governor for his approval and signature.

On motion by Mr. Harrison,

The Senate adopted the following resolution, to wit:
Resolved, by the Senate, the House of Representatives concurring therein, that the Senate will meet the House of Representatives in the Representatives'

chamber on to-morrow, at 3 o'clock, P. M. for the purpose of electing a revisor of the statute laws of this state, pursuant to an act of the present General Assembly; that the House of Representatives be informed thereof, and their concurrence requested; and that Mr. Harrison be appointed teller on the part of the Senate.

Ordered, That Mr. Harrison inform the House of Representatives of the adoption of the foregoing resolution and request their concurrence therein.

Mr. Johnson laid before the Senate, the petition of Daniel Heaton and others, relative to an alteration in the state road through Henry county; which was read and referred to a select committee, consisting of Messrs. Johnson, Baird, Graham and Ray, to report thereon by bill or otherwise.

Mr. Graham, from the select committee to whom the subject was referred, now reported as follows:

Mr. President,

The committee to whom was referred the petition of Jesse B. Durham and others, praying for the passage of a law, to enable the heirs of John M'Affee, deceased, to sell certain lands, have had the same under consideration, and are of opinion that an act passed at the present session, amply provides for the case which is the subject of said petition; and the said report being read, was

On motion,

Concurred in.

The bill authorizing the heirs of the last will and testament of Andrew Brooks, deceased, to sell and convey certain lands; was read a second time, committed to a committee of the whole Senate and made the order of the day for to-morrow.

The engrossed bill to amend the several acts, respecting fees; was read a third time and passed.

Ordered, That Mr. Daniel inform the House of

Representatives thereof, and request their concurrence therein.

The engrossed bill authorizing and requiring the trustees of the seminary funds, to loan the same to the Madison Academy; was read a third time, and passed.

Ordered, That Mr. Bennett inform the House of Representatives thereof, and request their concurrence therein.

On motion by Mr. Graham,

The assistant sergeant-at-arms, was discharged from further attendance as such, and any further service dispensed with.

The engrossed bill supplemental to an act, entitled an act, to regulate the jurisdiction and duties of justices of the peace; approved, January 28th, 1818; was read a third time, and on the question, shall the said bill pass? the ayes and noes being demanded by two members;

Those who voted in the affirmative were,

Messrs. Baird,	Graham,
Bennett,	Grass,
Clark,	Johnson and
Daniel,	Ray—8.

And those who voted in the negative were,

Messrs. Chambers,	Sholtz.
Gray,	Stlaughter and
Harrison,	Thompson—7.
Jenckes,	

So it was decided in the affirmative.

Ordered, That Mr. Daniel inform the House of Representatives that the Senate have passed the said bill with amendments, in which the concurrence of that House is requested.

On motion by Mr. Daniel,

The Senate proceeded to re-consider their vote, indefinitely postponing the bill incorporating a school society in the town of Vernon, and county of Jen-

nings; and the question again recurring, shall the said bill be indefinitely postponed? it was decided in the negative.

And the said bill was read a third time.

The engrossed bill from the House of Representatives, concerning salt petre caves, was

On motion,

Committed to a committee of the whole Senate, and made the order of the day for this day.

Whereupon,

The Senate now resolved itself into committee of the whole on the said bill;

Mr. Craig in the chair;

When after some time spent thereon, the committee rose;

Mr. President resumed the chair,

And Mr. Chairman reported that the committee of the whole had, according to order, had the said bill under consideration, had made some amendments thereto, and had directed him to request the concurrence of the Senate therein.

And the said amendments were read, considered, and concurred in.

Ordered, That the said amendments be engrossed, and with the said bill, read a third time to-morrow.

On motion by Mr. Slaughter,

Resolved, That the Senate will now form itself into a court of impeachment, for the trial of John Tresenriter, a justice of peace, for Harrison county; and that the House of Representatives be informed thereof.

Ordered, That Mr. Slaughter communicate that information to the House of Representatives.

The Senate accordingly formed itself into a court of impeachment for the trial of John Tresenriter, a justice of peace for Harrison county and state of Indiana. And

Thereupon,

The oath faithfully to discharge their duty as such court, was administered to the members of the Senate, by judge Floyd. And the court having been opened & proclaimed in due form by the sergeant-at-arms; John Tresenriter was called, who appeared, and the following articles of impeachment, (a copy of which had been served on him,) were read to the said John Tresenriter, to wit:

The House of Representatives of the state of Indiana, on behalf of said state, exhibit to the Senate of said state, against John Tresenriter, one of the justices assigned and commissioned of the peace, in and for the township of Franklin, in the county of Harrison, and state aforesaid, the following articles of impeachment, to wit:

ARTICLE 1st. That said John Tresenriter, justice of the peace for Franklin township, Harrison county and state aforesaid, and residing in said township, and officiating in the duties of his office, has been, and is guilty of mal administration and corruption in his said office of the peace in this.

SPECIFICATION 1st. That the said John Tresenriter, being then justice as aforesaid, and within his township aforesaid, on the day of in the year one thousand eight hundred and twenty one, acting in his capacity of justice as aforesaid, did wilfully, corruptly, against right and to the perversion of justice, in a certain suit, instituted before him, in which one Nathan Taylor was plaintiff, and James Sellers was defendant; did after a rendition of judgment by default in said suit, against said plaintiff for want of appearance thereto, refuse upon application of said Taylor, either to set aside said judgment and grant a new trial to him, or to grant him an appeal from said judgment; although said application was made within due time, and said Taylor was ready and willing to perform all the requisites required by law; the said

justice alledging that said Taylor had no right to either of said remedies.

SPECIFICATION 2d. That the said John Tresenriter, justice as aforesaid, on the day of one thousand eight hundred and twenty one, within the township aforesaid, acting in his said official capacity, did wilfully, corruptly, against right, and to the perversion of justice, in a certain suit instituted before him, in which James Sellers was plaintiff and Daniel Welker was defendant, for the purpose of making said Welker liable to pay the amount of execution for costs issued by said justice in favor of the said Sellers; and in which no defendant was named, give judgment for the amount of said execution against said Welker for failing as constable to execute and return the same.

SPECIFICATION, 3d. That the said John Tresenriter, justice as aforesaid on the twentieth day of August, in the year, one thousand eight hundred and twenty two, acting in his said official capacity, within said township, willfully, corruptly, against right and to the perversion of justice, advised and procured Ephraim Potter, he asking advice concerning the same matter, to make complaint on oath, to have a prosecution in the name of the state, instituted before him, the said justice, against one Daniel Stroud, for fraud in the sale of a horse by said Stroud to said Potter, to the damage of said Potter; wherein said Stroud was arrested and imprisoned, and although said matter of complaint was compromised between said Potter & said Stroud, and a discontinuance of said proceeding requested by them; yet the said justice willfully, corruptly, without jurisdiction and to the perversion of law and justice, ordered a jury to be summoned, and proceeded to trial on said complaint.

SPECIFICATION 4th. That the said John Tresenriter, justice as aforesaid, on the day of November, in the year eighteen hundred and twenty two, within said township, acting in his said official capacity, on

a prosecution instituted on behalf of the state of Indiana, against Daniel Cline, for assault and battery, did wilfully, corruptly, in violation of law and justice, refuse a continuance to said Cline of said proceedings, or to issue process for a witness, material to the defence of the said Cline, but forced the said Cline to trial immediately, whereby the said Cline was illegally and unjustly convicted and fined.

SPECIFICATION 5th. That the said John Tresenriter, justice as aforesaid, on the day of December, in the year eighteen hundred and twenty two, within said township, acting in his said official capacity, in a certain suit before him, in a claim of right of property, wherein one Philip Shrake was claimant, against Solomon Herbaugh execution creditor, against George Shrake, execution debtor, willfully, corruptly, wrongfully, against law and to the perversion of justice, and for the purpose of extortion, refused to grant to the said claimant, process to procure testimony to support his claim, and after trial and verdict against said claimant, refused to grant him an appeal from said decision, upon his demand within the time limited by law, and tender and offer to pay all the costs required by law to be paid, and to give bond as the law directs, unless the costs of the judgment and other proceedings in favor of said Herbaugh, against said George Shrake, were also paid, and thereupon, ordered the constable to proceed to the sale of the property so claimed as aforesaid.

SPECIFICATION 6th. The said John Tresenriter, justice as aforesaid, on the day of November, eighteen hundred and twenty one, within the township aforesaid, acting in his said official capacity, willfully, corruptly, against law and right by fee bill delivered for collection to Daniel Welker, constable, against Jacob Arganbright, dated June fourth, eighteen hundred and twenty one, and purporting to be for fees, (subscribed by said Tresenriter, justice as aforesaid,)

which had accrued in a prosecution against said Arganbright, on behalf of the state of Indiana, upon the complaint of Sally Barnaby, did extort by color of his said office, sundry charges of fees, of said Arganbright, not allowed by law, to wit:

"Investigation of information, \$09.50; docketing affidavit, \$00,12½; swearing jury, \$00,75; transcript, \$00,37½; cost bill, \$00,12½.

SPECIFICATION 7th. The said John Tresenriter, justice as aforesaid, on the first day of November, eighteen hundred and twenty two, within the township aforesaid, acting in his said official capacity, wilfully, corruptly and wrongfully, against law and right, by a fee bill, in two cases in favor of Wycome Hale, against Frederick Arganbright, and in one case in favor of George R. Cline, against one Jacob Arganbright, (the name of the said Tresenriter, justice as aforesaid, being thereto subscribed,) did extort by color of his said office, sundry charges of fees not allowed by law, of the said Frederick Arganbright, to wit:

"Issuing fifteen excutions at 25 cents each, making cost bills, 62½ cents; and of the said Jacob Arganbright, to wit: three executions, 25 cents each.

All which actions and doings of the said John Tresenriter, justice as aforesaid, the House of Representatives aver are corrupt, wrongful, against right and justice, in violation of the trust and duties of his said office, and against the peace and dignity of the state of Indiana.

And it being demanded of the said John Tresenriter, whether he is guilty or not guilty of the charges as exhibited against him, in the foregoing impeachment, he saith he is not guilty as he stands charged in the said impeachment, but that he is not now prepared with his witnesses to make the same manifest, wherefore the court give him until 2 o'clock this afternoon, to

prepare for his trial; and assign him as counsel, John H. Farnham, and Reuben Kidder, esquires; when the following message was received from the House of Representatives, by Mr. Thornton, assistant clerk:

Mr. President,

The House of Representatives have adopted the following resolution:

Resolved, by the House of Representatives, that the Senate be invited to occupy the hall of the House of Representatives, whilst sitting as a high court of impeachment, for the trial of John Tresenriter, a justice of the peace for Harrison county, and that the Senate be informed thereof.

Ordered, That Mr. Daniel inform the House of Representatives that the Senate have accepted their invitation, and will meet in the Representatives' hall, at 2 o'clock this afternoon, until which time the Senate as a court of impeachment, have adjourned.

2 o'clock, P. M.

Senate assembled.

By consent, the Senate again resolved itself into a court of impeachment, for the trial of John Tresenriter, justice of peace for the county of Harrison, and the Senate then proceeded to the Representatives' hall, when the court being proclaimed open, then came, as well the managers on the part of the House of Representatives, as the said John Tresenriter; and it being moved and seconded, that the Senate will proceed to the hearing of each specification singly; on the question being put, will the Senate proceed to hear and decide on each distinct specification, in the said articles of impeachment?

Those who voted in the affirmative were,

Messrs. Baird,	Jenckes,
Bennett,	Johnson
Chambers,	Ray and
Daniel,	Slaughter—9.
Grass,	

Those who voted in the negative were,
 Messrs. Clark, Gray,
 Craig, Harrison,
 Graham Sholtz and
 Grass, Thompson—7.

So it was decided in the affirmative.

The Senate then proceeded to hear the evidence in support of the articles of impeachment aforesaid. And

On motion,

To reject the evidence of the record as irrelevant, and not supporting the specification to which it referred.

Those who voted in the affirmative were,
 Messrs. Baird, Johnson,
 Chambers, Ray,
 Clark, Sholtz,
 Grass, Slaughter and
 Harrison, Thompson—11.
 Jenckes,

Those who voted in the negative were,
 Messrs. Bennett, Graham and
 Craig, Gray—5.
 Daniel,

So it was rejected.

And the managers on the part of the House of Representatives having abandoned all the specifications in the said articles of impeachment, except the 4th and 5th specifications. The Senate, after hearing the evidence, proceeded to consider the 4th specification, and on the question is the said John Tresenriter guilty, as charged in the said specification?

The ayes and noes being called for, it was unanimously decided in the negative.

The Senate then proceeded to the consideration of the 5th specification, and on the question is the said John Tresenriter guilty? the ayes and noes being called for;

Those who voted in the affirmative were,
 Messrs. Clark, Graham, and
 Craig, Slaughter—4.

And those who voted in the negative were,
 Messrs. Baird, Harrison,
 Bennett, Jenckes,
 Chambers, Johnson,
 Daniel, Ray,
 Grass, Sholtz and
 Gray, Thompson—12.

So it was decided in the negative.

And the said John Tresenriter was acquitted and discharged of all the specifications contained in the articles of impeachment aforesaid, and it is further considered that the said John Tresenriter, as to the articles of impeachment aforesaid, do stand thereof acquitted and discharged, and go thereof hence without day. And it is further considered that the said John Tresenriter, do recover his costs by him about his said defence, in this behalf expended.

And the court adjourned until to-morrow morning, 9 o'clock.

SATURDAY MORNING, JANUARY 4, 1823.

Senate assembled,

And again formed itself into a court of impeachment on the trial of John Tresenriter, justice of peace for the county of Harrison. After the minutes of the trial and proceedings of yesterday were read, Mr. Graham moved the court to strike out from the judgment and proceedings of yesterday, so much as awards costs to the said respondent; and on the question shall the same be stricken out? the ayes and noes being called for:

Those who voted in the affirmative were,
 Messrs. Bennett, Jenckes,
 Chambers, Ray and
 Craig, Slaughter—7.
 Grass,

Those who voted in the negative were,
 Messrs. Baird, Johnson,
 Clark, Sholtz and
 Graham, Thompson—8.
 Harrison,

So it was decided in the negative.

It was then moved, seconded and carried, that such witnesses as had been legally summoned and attended, should be called into court, and allowed to claim the number of days which they have severally attended. And

Thereupon,

The following persons appeared, claimed, and were allowed the number of days opposite to their several names, to wit:

Daniel Welker,	4 days.
Nathan Taylor,	4 do.
Johathan Harbinson,	4 do.
Daniel Cline,	4 do.
John Wolf,	2 do.
Craven Linn,	2 do.
Michael Burger,	2 do.
Ephraim Potter,	2 do.
Jonathan Baird,	3 do.
William Truit,	2 do.
Patrick Shields,	2 do.
George Wolf, SEN.	2 do.
Frederick Arganbright,	2 do.
Daniel Craig,	1 do.
John Harrison,	2 do.

And the impeachment and business of the court being finished, the court adjourned *sine die*.

SATURDAY MORNING, JANUARY 4, 1823.

The Senate again assembled in its legislative capacity.

On motion by Mr. Ray, the following resolution was adopted.

Resolved, by the Senate, the House of Representatives concurring therein, that the Senate will positively adjourn precisely at 12 o'clock, on Saturday next, without day, unless the business before the General Assembly is sooner dispatched.

On motion by Mr. Clark,

Resolved, That a committee be appointed to enquire into the expediency of providing by law for disposing of that part of the three per cent. fund, as has been deposited in the different banks, by the former Governor of this state, with leave to report by bill or otherwise.

Ordered, That *Messrs.* Clark, Ray and Graham, be that committee.

On motion,

Resolved, That the further attendance and services of the sergeant-at-arms, be dispensed with, and that *Mr.* Sholtz notify that officer thereof.

The engrossed bill concerning salt petre caves, and for other purposes, with the amendments made in Senate thereto, was read a third time and passed.

Ordered, That *Mr.* Thompson inform the House of Representatives thereof, and request their concurrence in said amendments.

The engrossed bill authorizing the executors of Andrew Brookes, deceased, to sell and convey certain lands therein named; was read a third time and passed, with an amendment.

Ordered, That *Mr.* Thompson inform the House of Representatives thereof, and request their concurrence therein.

The engrossed bill from the House of Representa-

tives, to incorporate a school society in the town of Vernon, in Jennings county, was read a third time, and on the question, shall the said bill pass? it was decided in the negative.

The Senate again according to order resolved itself into committee of the whole, on the engrossed bill supplemental to an act, reducing into one, all the acts and parts of acts, now in force in this state, regulating proceedings in actions at law and suits in chancery.

Mr. Slaughter in the chair,

And after some time spent thereon, the committee rose.

Mr. President resumed the chair,

And Mr. Chairman reported, that the committee of the whole had, according to order, had the said bill under consideration, and had made sundry amendments thereto, and had instructed him to request the concurrence of the Senate therein; and the said amendments being severally read, were concurred in, except the following, which was offered in committee of the whole, by the honorable Ratliff Boon, President of the Senate, as an amendment to the section of said bill, to wit:

"That hereafter the sum of three dollars shall be taxed in the bill of cost, on each and every judgment which shall be rendered in the circuit court, over fifty dollars, as a compensation to petit jurors, which shall be equally divided at the close of each circuit court among the several petit jurors, who shall have attended said court.

And on the question, shall the said amendment as adopted in committee of the whole Senate, be now concurred in? the ayes and noes being demanded by two members;

Those who voted in the affirmative were,

Messrs. Chambers,	Graham,
Clark,	Grass and
Craig,	Johnson—7.
Daniel,	

Those who voted in the negative were,
 Messrs. Baird, Ray,
 Bennett, Sholtz and
 Harrison, Thompson—7.
 Jenckes,

The Senate being equally divided, Mr. President voted in the affirmative, and the said amendment was concurred in.

Mr. Daniel then moved further to amend the said bill by adding thereto the following preamble and section, to wit:

Whereas it is unjust and wrongful, that any creditor, when the replevin bond by which the present debts are secured, shall have expired, to be kept out of his demand, when the debtor and others liable to such demand, have real or personal property.

Therefore, and for remedy whereof, be it further enacted by the authority aforesaid, that when any execution shall issue upon any replevin bond, or judgment replevied of record due, the officer in whose hands it shall be placed, shall sell the property whether real or personal, of such debtor, or other person or persons liable, for the best price such property will bring.

And on the question shall the said bill be amended by adding thereto the said preamble and section?

It was moved and seconded to amend the said amendment, by striking therefrom the preamble aforesaid; on which question the ayes and noes being demanded by two members:

Those who voted in the affirmative were,
 Messrs. Bennett, Jenckes,
 Craig, Ray,
 Grass, Sholtz and
 Harrison, Thompson—8.

Those who voted in the negative were,
 Messrs. Baird, Daniel,
 Chambers, Graham and
 Clark, Johnson—6.

So it was decided in the affirmative.

And the said amendment was amended by striking therefrom the said preamble.

And on the main question, shall the said bill be amended by adding thereto the said section as amended? the ayes and noes being demanded by two members;

Those who voted in the affirmative were,
Messrs. Chambers, Graham, and
 Clark, Harrison—5.
 Daniel,

And those who voted in the negative were,
Messrs. Baird, Johnson,
 Bennett, Ray,
 Craig, Sholtz
 Grass, Slaughter and
 Jenckes, Thompson—10.

And the said amendments were ordered to be engrossed, and with the said bill, read a third time on Monday next.

A message from the House of Representatives, by Mr. Scott, a member:

Mr. President,

I am instructed to inform the Senate, the House of Representatives have concurred in the amendment made in the Senate to the bill authorizing the executors of the last will and testament of Andrew Brookes, deceased, to sell and convey certain lands therein named,

A message from the House of Representatives, by Mr. Beckes, a member:

Mr. President,

I am instructed to inform the Senate, the House of Representatives have adopted the following resolution:

Resolved, That the House of Representatives will meet the Senate in the Representatives' hall, this even-

ing, at 3 o'clock, P. M. for the purpose of electing a revisor of the statute laws of this state, that seats will be assigned on the right of the Speakers' chair, for the accommodation of the members of the Senate, that Mr. Beckes is appointed teller on the part of the House of Representatives, and that the Senate be informed thereof.

A message from the House of Representatives by Mr. Thornton, their assistant clerk:

Mr. President,

I am directed to inform the Senate, that the House of Representatives have received official information from his excellency, the governor, by R. A. New, esquire, secretary of state, that his excellency did on the 31st of December last past, approve and sign the following enrolled bills, entitled acts, to wit:

An act for the relief Reuben H. Murray and Robert Gray.

An act for the election of president and trustees of the Monroe county library.

An act for the formation of a new county, out of the county of Delaware.

An act legalizing the proceedings of the board of county commissioners of Knox county.

An act attaching a part of the county of Jackson, to the county of Lawrence.

An act giving to the citizens of Indianapolis, a public burying ground.

And a joint resolution to authorize the auditor of state, to audit the allowance of the sheriff of Fayette county, for a part of the state revenue for the year 1819; all of which originated in the House of Representatives.

I have also to inform this House, that the House of Representatives refuse to concur in all the amendments made to the bill to amend the act, regulating the duties and jurisdiction of justices of the peace; approved, January 28, 1818, except the fifth amendment, which is

by inserting after the words, "*any criminal accusation*," in the seventh line of the sixth section, the words "*riots, routs, affrays, unlawful assemblies*," in which they concur.

They have also refused to concur in the amendments made by the Senate, to the engrossed bill, entitled an act, concerning salt petre caves, and for other purposes; both of which originated in the House of Representatives.

And the Senate adjourned until 2 o'clock this afternoon.

2 o'clock, P. M.

The Senate assembled.

Mr. Thompson offered for the consideration of the Senate, the following joint resolution, to wit:

Resolved by the General Assembly of the state of Indiana, That the operation of an act, entitled an act, providing for the revision of the statute laws of this state, passed at the present session, be suspended until the first Monday of December next; which was read, and on the question to postpone indefinitely the further consideration of the said resolution, the ayes and noes being demanded by two members:

Those who voted in the affirmative were,

Messrs. Chambers,	Jenckes,
Clark,	Johnson,
Daniel,	Ray,
Graham,	Sholtz and
Grass,	Slaughter—11.
Gray,	

Those who voted in the negative were,

Messrs. Baird,	Craig and
Bennett,	Thompson—4.

So the further consideration of the said resolution was indefinitely postponed.

A message from the House of Representatives, by Mr. Burnett, a member:

Mr. President,

I am instructed to inform the Senate, the House of Representatives have passed a bill, to re-locate the seat of justice of Floyd county; in which the concurrence of the Senate is requested.

And the said bill was twice read, committed to a committee of the whole Senate, and made the order of the day for Monday next.

A message from the House of Representatives, by Mr. Stapp, a member:

Mr. President,

I am instructed by the House of Representatives, to inform the Senate, the House of Representatives have passed a bill, authorizing the re-issuing treasury notes, in which the concurrence of the Senate is requested; and the said bill was twice read, committed to a committee of the whole Senate, and made the order of the day for Monday next.

A message from the House of Representatives by Mr. Howk, a member.

Mr. President,

I am instructed by the House of Representatives to inform the Senate, that the House have passed a bill amendatory of the act, entitled an act authorizing the building of a state prison, and for other purposes; in which the concurrence of the Senate is requested.

And the said bill was twice read, committed to a committee of the whole Senate, and made the order of the day for Monday next.

The bill for the formation of a new county, out of the counties of Parke and Vigo, was read a second time, committed to a committee of the whole Senate, and made the order of the day for Monday next.

The Senate proceeded to the consideration of the amendments made by them to the bill, supplemental to

an act, regulating the duties and jurisdiction of justices of the peace, approved, January 28, 1818.

And on the question will the Senate recede from the amendments made by them to the said bill? it was decided in the negative.

Ordered, That Mr. Harrison inform the House of Representatives, that the Senate insist on all their amendments made to the said bill.

The Senate proceeded to the consideration of the amendments made by them to the bill concerning salt petre caves, and for other purposes; and on the question will the Senate recede from the amendments made by them to the said bill? it was decided in the affirmative.

Ordered, That Mr. Harrison inform the House of Representatives thereof.

The Senate, according to order, resolved itself into committee of the whole, on the bill authorizing Jesse Upton to build a mill dam across Anderson's river;

Mr. Ray in the chair,

And after some time spent thereon, the committee rose.

Mr. President resumed the chair,

And Mr. Chairman reported, that the committee of the whole had, according to order, had the said bill under consideration and had instructed him to report the same without amendment.

And the said bill was read a third time and passed without amendment.

Ordered, That Mr. Ray inform the House of Representatives thereof.

The Senate resolved itself into committee of the whole, on the engrossed bill to revive and continue in force the act, locating certain permanent roads therein named, and for other purposes; approved, January 22, 1820;

Mr. Chambers in the chair;

And after some time spent thereon, the committee rose.

Mr. President resumed the chair,

And Mr. Chairman reported, that the committee of the whole had, according to order, had the said bill under consideration, had made sundry amendments thereto, and had instructed him to request the concurrence of the Senate therein, and the said amendments being read and considered, were concurred in.

Ordered, That said amendments be engrossed, and with the said bill read a third time on Monday next.

Mr. Harrison, from the joint committee on enrolled bills, reported that they had compared the engrossed with the following enrolled bills, entitled acts, to wit:

An act for the formation of the county of Madison.

An act authorizing the circuit courts to decree the sales of the real estate of minors, and for other purposes.

Also, four several "joint resolutions of the General Assembly, relative to the Illinois Grant in Clark county," and find the same truly enrolled; which bills and joint resolutions, originated in the Senate.

The Senate, according to order, resolved itself into committee of the whole, on the bill to amend the act regulating the duties of sheriffs and coroners;

Mr. Thompson in the chair,

And after some time spent thereon, the committee rose.

Mr. President resumed the chair,

And Mr. Chairman reported that the committee of the whole had, according to order, had the said bill under consideration, and had instructed him to report the same without amendment; and the said bill was read a third time and passed.

Ordered, That Mr. Slaughter inform the House of Representatives thereof.

The President laid before the Senate a written communication from the honorable Davis Floyd, presi-

dent judge of the second judicial circuit, relative to the disposal of certain impliments for counterfeiting the current coin of the United States, which in the course of judicial proceedings were seized on and taken possession of by order of the Harrison circuit court.

And the said communication having been read, was referred to a select committee, consisting of Messrs. Slaughter, Sholtz, Daniel and Thompson, to report thereon by bill or otherwise.

The Senate, according to order, resolved itself into committee of the whole on the engrossed bill from the House of Representatives, supplementary to an act incorporating a county library in the county of Dubois and other counties therein named; approved 28th January, 1818;

Mr. Clark in the chair;

When after some time spent thereon, the committee rose;

Mr. President resumed the chair,

And Mr. Chairman reported that the committee of the whole had, according to order, had the said bill under consideration, and had instructed him to report the same without amendment.

And the said bill was read a third time and passed.

Ordered, That Mr. Chambers inform the House of Representatives thereof.

A message from the House of Representatives, by Mr. Pennington, a member:

Mr. President,

The House of Representatives have adopted the following resolution:

Resolved, That the Senate be informed that the House of Representatives is now ready to receive the Senate, for the purpose of electing a suitable person to revise the laws of this state, agreeably to an act of the present General Assembly;

Whereupon,

The Senate proceeded to the hall of the House of Representatives, and took their seats on the right of the Speaker's chair, agreeably to former arrangement.

The two Houses then by joint ballot, proceeded to elect a person to revise the statute laws of this state; when after sundry ballotings, to wit: on the seventh balloting, the President of the Senate proclaimed William Hendricks, Esq. duly elected revisor of the statute laws of this state, pursuant to an act of the present General Assembly, he having thirty one votes, which was a majority of all the votes given.

And the Senate returned to their chamber.

A message from the House of Representatives, by Mr. Thornton, their assistant clerk:

Mr. President,

The Speaker of the House of Representatives, having signed the following enrolled bills, entitled acts, to wit:

An act for the formation of the county of Madison.

An act authorizing the circuit courts to decree the sale of real estate, and for other purposes.

Also four several joint resolutions of the General Assembly, relative to the Illinois Grant in Clark county; all of which I am directed to lay before the President of the Senate, for his signature.

And the said bills being signed by the President, were handed to the joint committee on enrolled bills, to be laid before the Governor for his approval and signature.

And the Senate adjourned until Monday morning, 9 o'clock.

MONDAY MORNING, JANUARY 6, 1823.

Senate assembled,

Mr. Harrison from the joint committee on enrolled

bills, reported that they did on Saturday last, lay before his Excellency the Governor, for his approval and signature, the following enrolled bills, entitled acts, to wit:

An act for the relief of Joel Charles.

An act for the relief of securities of persons charged with criminal offences.

An act to authorize the qualified voters of this state, to vote for or against a convention for the revision of the constitution of this state.

An act to dissolve the bans of matrimony between Charles Sefret and Hetty his wife, late Hetty Mauzey.

An act to establish a state road from Aurora, in the county of Dearborn, to Napoleon, in the county of Ripley, and certain other roads therein named.

An act, to amend an act, entitled an act, for the formation of a new county out of Delaware county; approved, December 31st, 1821.

An act for the formation of the county of Madison.

An act authorizing the circuit courts to decree the sales of the real estate of minors, and for other purposes:

A joint resolution for the benefit of the public printers.

Also, four several joint resolutions of the General Assembly, relative to the Illinois Grant in Clark county.

Mr. Gray asked, and obtained leave, to introduce a bill supplementary to the several acts, for opening and repairing public roads and highways; which was twice read, committed to a committee of the whole Senate, and made the order of the day for to-morrow.

Mr. Ray laid before the Senate, the remonstrance of Rene Julian and others, against an alteration in the state road from the Ohio line, through Henry county to Indianapolis; which was read and referred to the select committee heretofore appointed on the petition for an alteration in said road.

Mr. Ray, also laid before the Senate, the petition

of sundry citizens of Henry county, relative to a representation in the General Assembly; which was read and referred to the select committee on that subject.

On motion by Mr. Daniel,

Resolved, That the judiciary committee be instructed to lay off the judicial circuits in this state, and to attach the counties formed at this session, to the old circuits.

A message from the House of Representatives, by Mr. Smith, a member:

Resolved, That the House do insist on their disagreement to the amendments made by the Senate, to the bill which originated in this House, supplemental to an act, amendatory to the several acts, regulating the jurisdiction and duties of justices of the peace, and that a committee be appointed by this House, to act with a similar committee, to be appointed by the Senate, as a committee of free conference on the difficulties now existing between the Senate & this House, relative to said amendments; and that the Senate be informed thereof, and a similar committee on their part be requested; and that Messrs. Smith and Scott, are the committee on the part of this House. And

On motion,

The said resolution was concurred in.

Ordered, That Messrs. Graham and Daniel, be that committee, on the part of the Senate; and that Mr. Graham inform the House of Representatives thereof.

A message from the House of Representatives, by Mr. Clark, a member:

Mr. President,

The House of Representatives have passed an engrossed bill entitled an act for the re-location of the seat of justice of Scott county, in which they request the concurrence of the Senate.

The engrossed bill supplemental to an act, reducing into one, all the acts and parts of acts, now in force

in this state, regulating proceedings in actions at law and suits in chancery; which with the several amendments thereto, was read a third time, and on the question, shall the said bill as amended pass?

The ayes and noes being demanded by two members:

Those who voted in the affirmative were,
Messrs. Baird, Jenckes,
 Bennett, Johnson,
 Chambers, Ray,
 Craig, Sholtz and
 Grass, Thompson—11.
 Gray,

And those who voted in the negative were,
Messrs. Clark, Harrison and
 Daniel, Slaughter—5.
 Graham,

So it was decided in the affirmative.

And the said bill as amended passed.

Ordered, That Mr. Ray inform the House of Representatives, that the Senate have passed the said bill with amendments, in which the concurrence of the House of Representatives is requested.

The engrossed bill from the House of Representatives, to revive and continue in force an act, locating certain permanent roads therein named; approved, January 22, 1820, and for other purposes; with the amendment thereto, was read a third time and passed.

Ordered, That Mr. Harrison inform the House of Representatives that the Senate have passed the said bill with amendments, in which the concurrence of that House is requested.

A message from the House of Representatives, by Mr. Scott, a member:

Mr. President,

The House of Representatives have passed an engrossed bill authorizing the state agent to rent out the

improved lands on the donation at Indianapolis, and for other purposes.

And also an engrossed bill authorizing the agent of Rock Lick section, to grant a lease therein named, in which the concurrence of the Senate is requested.

A message from the House of Representatives by Mr. Thornton, their assistant clerk:

Mr. President,

I am instructed to inform the Senate, the House of Representatives have concurred in all the amendments made by the Senate, to the engrossed bill, entitled an act, to revive and continue in force an act locating certain permanent roads therein named; approved, January 22, 1820, and the several acts amendatory thereto, except the fourth amendment, which was by striking out the name of "Daniel C. Lane," and inserting that of "Isaac Montgomery," of Gibson county.

They have also passed the engrossed bill from the Senate, authorizing the location of the seat of justice in the county of Putnam, without amendment.

They have also passed a bill authorizing the administrator of the estate of David and James Norris, deceased, to vest certain monies in lands.

And an engrossed bill, relative to the duties of sheriffs and other officers; in which they request the concurrence of the Senate.

The Senate resolved itself into committee of the whole on the bill to authorize the re-issuing treasury notes;

Mr. Grass in the chair,

And after some time spent thereon, the committee rose.

Mr. President resumed the chair,

And Mr. Chairman reported, that the committee of the whole had, according to order, had the said bill under consideration, had made some progress therein.

but not having time to go through the whole bill, had instructed him to ask leave to sit again.

And on the question, shall leave be granted to the committee of the whole Senate to sit again, on the said bill? it was decided in the negative.

So leave was refused.

And the Senate adjourned until 2 o'clock this afternoon.

2 o'clock. P. M.

The Senate assembled.

Mr. Harrison, from the joint committee on enrolled bills, report that they have compared the following engrossed with the enrolled bills, entitled acts, to wit:

An act authorizing the executors of the last will and testament of Andrew Brookes, deceased, to sell and convey certain lands, therein named.

An act to authorize Jesse Upton to build a mill dam across Anderson's river.

And an act, supplemental to an act, entitled an act, regulating the duties of sheriffs and coroners, and find the same truly enrolled, all of which originated in the Senate.

The engrossed bill from the House of Representatives, to authorize the re-issuing treasury notes, was again taken into consideration, when Mr. Thompson moved to amend the said bill, by adding thereto the following section, to wit:

Be it further enacted, That whenever hereafter any execution shall issue against any debtor or debtors whomsoever, and the plaintiff or plaintiffs, his, her or their agent or attorney, will not instruct the justice of the peace, or clerk of the court issuing such execution or executions, previous to, or at the time of the issuing thereof; that such plaintiff or plaintiffs, will receive the treasury notes of this state in discharge of such judgment or execution, such plaintiff or plaintiffs shall not be at liberty to proceed to collect such debt or demand until

the expiration of one year, from and after the date of such execution or executions: and it shall be the duty of the sheriff, coroner, constable or other officer, into whose hands such execution or executions may come, or to whom the same may be directed, to return the said execution to the office of the clerk or justice who issued the same, with an endorsement thereon, that the same is stayed by operation of law, which return shall be good and available to justify the said sheriff, coroner, constable or other officer, for failing to proceed in the collection of said execution or executions.

Provided however, That when an endorsement shall be made upon any execution or executions by the justice or clerk issuing the same, or by the plaintiff or plaintiffs, his, her or their agent or attorney, that treasury notes will be received in discharge of the said execution or executions, then the constable, sheriff, coroner or other officer, in whose hands the said execution or executions may be placed, shall proceed to seize, advertise, and expose to sale as heretofore, the goods and chattels, lands and tenements, of the defendant or defendants, in such execution or executions, for the best price they will bring in treasury notes, giving notice in such advertisements, that treasury notes of the state of Indiana, will be received in payment of the purchase money of such goods, chattels, lands or tenements, as may be so advertised and sold.

Provided also, That when the endorsement shall not be made on the back of such execution or executions as aforesaid, and the same is returned by the officer as aforesaid, it shall be the duty of such execution debtor or debtors, to give to the clerk or justice of the peace, (from whose office such execution or executions may have issued,) security to the satisfaction of such clerk or justice, that he, she or they will pay the said debt in specie or land office money, at the end of twelve months, from the date of such replevin, which replevin may be entered on record, and shall operate as a

judgment, as well against the defendant, as his security; and execution may issue thereon, at the expiration of twelve months, as in other cases, and in case of failure of such defendant or defendants, to give such security as aforesaid, within ten days after the return of the execution, he, she or they shall receive no benefit from this law, or any of its provisions, but shall thereafter be totally deprived thereof.

Provided however, That this act shall not be so construed, as to effect or operate upon judgments heretofore replevied under existing laws of this state; and on the question shall the said bill be amended by adding thereto the said section and provisos? the ayes and noes being demanded by two members:

Those who voted in the affirmative were,

Messrs. Grass,	Ray,
Jenckes,	Sholtz and
Johnson,	Thompson—6.

Those who voted in the negative were,

Messrs. Baird,	Daniel,
Bennett,	Graham,
Chambers,	Gray,
Clark,	Harrison and
Craig,	Slaughter—10.

So it was decided in the negative.

And the said amendment was rejected.

Mr. Thompson then moved to amend the said bill, by adding thereto the following section, to wit:

The treasury notes hereby ordered to be re-issued, and the treasury notes heretofore issued, or re-issued, and not yet paid into the treasury, shall bear an interest of six per centum per annum. Those heretofore issued or re-issued, and not yet paid into the treasury, shall carry interest from the taking effect of this act, and those hereafter to be re-issued, from the time of re-issuing the same. And all persons holding said treasury notes, and paying the same to any collector of state and county taxes in this state, for his, her or their

state or county tax, shall receive interest on the same, at the rate of six per centum per annum, until the said collector or other officer is bound by law to pay the same into the state or county treasury, and no interest shall be received on any of said notes, by any collector or other officer in consequence of any delay or neglect, in paying over said notes into the state or county treasury.

On motion,

The Senate proceeded to re-consider their vote, rejecting the first of the foregoing amendments, offered to the said bill by Mr. Thompson, and the same being again under consideration, Mr. Thompson moved to withdraw the said amendment, and substitute in lieu thereof, the following, to wit:

That on all judgments hereafter to be rendered in any court within this state, if the plaintiff will not, or refuses to endorse on the execution issuing thereon, that he, she or they will receive treasury notes, in discharge of the amount thereof, the defendant shall be entitled to an additional replevin, as in other cases, of twelve months, from the date of such execution, any law, custom, or usage to the contrary notwithstanding.

And on the question shall the said bill be amended by adding thereto the said section? the ayes and noes being demanded by two members:

Those who voted in the affirmative were,

Messrs. Bennett,	Ray,
Craig,	Sholtz and
Grass,	Thompson—7.
Jenckes,	

Those who voted in the negative were,

Messrs. Baird,	Gray,
Chambers,	Harrison,
Clark,	Johnson and
Daniel,	Slaughter—9.
Graham,	

So it was decided in the negative.
And the said amendment was rejected.
And the said bill was,

On motion,

Re-committed to a committee of the whole Senate, and made the order of the day for this day.

Mr. Jenckes, on leave being granted, introduced a bill, supplemental to an act, regulating the firing of woods, prairies and other lands; and the said bill was twice read, committed to a committee of the whole Senate, and made the order of the day for to-morrow.

The bill for the re-location of the seat of justice of Scott county, with the documents accompanying the same, was read; and

On motion,

To postpone indefinitely the further consideration of the bill, it was decided in the negative.

And the said bill was read a second time, committed to a committee of the whole Senate, and made the order of the day for to-morrow.

A message from the House of Representatives, by Mr. Ross, their clerk:

Mr. President,

I am instructed to inform the Senate the House of Representatives have passed a bill for the relief of the securities of Robert Gill, late agent of Sullivan county; in which the concurrence of the Senate is requested.

And the said bill was read twice, committed to committee of the whole Senate, and made the order of the day for to-morrow.

A message from the House of Representatives, by Mr. Scott, a member:

Mr. President,

The Speaker of the House of Representatives having on this day signed the following enrolled bills, to wit:

An act authorizing the executors of the last will and

testament of Andrew Brookes, deceased, to sell and convey certain lands therein named.

An act to authorize Jesse Upton to build a mill dam across Anderson's river.

An act, supplementary to an act, entitled an act, regulating the duties of sheriffs and coroners; I am instructed to lay the same before the President of the Senate for his signature.

I am also instructed to inform the Senate, that the House of Representatives have passed an engrossed bill, entitled an act, to re-locate a part of the state road from Evansville to Terre Haute; in which they request the concurrence of the Senate.

Mr. President signed the following enrolled bills, to wit:

An act to authorize Jesse Upton to build a mill dam across Anderson's river.

An act authorizing the executors of the last will and testament of Andrew Brookes, deceased, to sell and convey certain lands therein named. And

An act, supplementary to an act, entitled an act, regulating the duties of sheriffs and coroners; which were handed to the committee on enrolled bills, to be laid before the Governor, for his approval and signature.

The engrossed bill from the House of Representatives, to re-locate a part of the state road from Evansville to Terre Haute; was twice read, committed to a committee of the whole Senate, and made the order of the day for to-morrow.

The engrossed bill from the House of Representatives, providing for renting out the improved lands on the donation at Indianapolis, was twice read, and ordered for a third reading to-morrow.

The engrossed bill authorizing the agent of Rock Lick section, to grant a lease therein named; was read twice and ordered for a third reading to-morrow.

On motion,

The Senate receded from the amendment made to the bill to revive and continue in force an act, re-locating certain permanent roads therein named, and for other purposes; approved January 22d, 1820, and the several acts therein named.

Ordered, That *Mr. Slaughter* inform the House of Representatives, the Senate have receded from their amendment made to the said bill.

The engrossed bill, authorizing the administrators of the estate of David and Jane Norris, deceased, to vest certain monies in lands; was read and ordered to lie on the table.

A message from the House of Representatives, by *Mr. Thornton*, their assistant clerk:

Mr. President,

I am instructed to inform the Senate, the House of Representatives have passed without amendment, the bill to provide for the safe keeping of persons charged with criminal offences.

The bill to re-locate a part of the state road leading from Mount Prospect, on the Ohio river to Petersburg.

And the bill to authorize David Stewart, administrator, and Lucinda Wyman, administratrix, of the estate of George Wyman, deceased, to sell certain real estate; which originated in the Senate.

The Senate, according to order, resolved itself into committee of the whole, on the bill, for the formation of a new county out of the counties of Parke and Vigo;

Mr. Harrison in the chair,

And after some time spent thereon, the committee rose.

Mr. President resumed the chair,

And *Mr. Chairman* reported, that the committee of the whole had, according to order, had the said bill under consideration, had made some progress therein,

but not having time to go through the same, had instructed him to ask leave to sit again.

And on the question, shall leave be granted to the committee of the whole Senate to sit again, on the said bill? it was decided in the negative. And

On motion,

The said bill was re-committed to a select committee, consisting of Messrs. Jenckes and Thompson.

And the Senate adjourned until 6 o'clock this evening.

Monday evening, 6 o'clock.

Senate assembled.

On motion,

The Senate, according to order, resolved itself into committee of the whole, on the bill to amend the act, regulating grist mills and millers;

Mr. Johnson in the chair;

And after some time spent thereon, the committee rose;

Mr. President resumed the chair,

And *Mr. Chairman* reported, that the committee of the whole had, according to order, had the said bill under consideration, had made one amendment thereto, in which he was directed to request the concurrence of the Senate therein.

On motion,

The said amendment was concurred in.

On motion,

The said bill was ordered to be engrossed, and read a third time to-morrow.

On motion by *Mr. Harrison*,

It was decided that the House re-consider the vote by which the bill authorizing a re-issue of treasury notes, was committed to a committee of the whole Senate, and made the order of the day for to-morrow.

On motion,

The Senate resolved itself into committee of the whole on the said bill;

Mr. Grass in the chair;

And after some time spent thereon, the committee rose.

Mr. President resumed the chair,

And Mr. Chairman reported, that the committee of the whole had, according to order, had the said bill under consideration, and had instructed him to report the same without amendment.

On motion,

The said bill was read a third time, and on the question shall the said bill pass? the ayes and noes being demanded by two members:

Those who voted in the affirmative were,

Messrs. Baird,	Grass,
Bennett,	Gray,
Chambers,	Johnson,
Craig,	Slaughter and
Graham,	Thompson—10.

And those who voted in the negative were,

Messrs. Clark,	Jenckes,
Daniel,	Ray and
Harrison	Sholtz—6.

So it was decided in the affirmative.

Ordered, That Mr. Thompson inform the House of Representatives thereof, and request their concurrence therein.

On motion,

The Senate resolved itself into committee of the whole, on the bill attaching part of the county of Harrison, to the county of Floyd;

Mr. Chambers in the chair,

And after some time spent thereon, the committee rose.

Mr. President resumed the chair,

And Mr. Chairman reported that the committee of the whole had, according to order, had the said bill under consideration, had made one amendment thereto, in which he was directed to request the concurrence of the Senate therein.

On motion,

The said amendment was concurred in.

Ordered, That the said bill be engrossed, and read a third time to-morrow.

On motion,

The Senate adjourned until to-morrow morning, 9 o'clock.

TUESDAY MORNING, JANUARY 7, 1823.]

The Senate assembled.

Mr. Johnson, from the committee on the subject, made the following report, to wit:

The committee to whom was referred the petition and remonstrance of sundry citizens of the county of Henry, have had the same under consideration, and are of opinion, that if any grievance exists, with respect to the location of the state road, referred to in the said documents, that an ample remedy is provided for the case, in a general law, passed by the present General Assembly. And

On motion,

The said report was concurred in.

Mr. Grass, from the committee on the subject, reported a bill supplementary to the act, entitled an act, authorizing the laying off certain state roads in this state, and appropriating one hundred thousand dollars of the fund commonly called the three per cent. fund, for opening the said roads; approved December 31, 1821; which was twice read, committed to a committee of the whole Senate, and made the order of the day for to-morrow.

Mr. Clark, from the committee on the subject, reported a bill relative to the three per cent. fund, which was twice read, committed to a committee of the whole Senate, and made the order of the day for to-morrow.

A message from the House of Representatives, by Mr. Thornton, their assistant clerk:

Mr. President,

I am instructed to inform the Senate, the House of Representatives have concurred in all the amendments, made by the Senate to the engrossed bill, supplementary to the act, reducing into one, all the acts and parts of acts, in force in this state, regulating the practice in actions at law and suits in chancery, which originated in the House of Representatives, except those marked sections, numbered 6, 7, 10, 11, 12 and 13, in which they refuse to concur. And

Thereupon,

The Senate proceeded to consider the said amendments and report. And

On motion,

The Senate insist on all the amendments made by them to the said bill, except so much thereof, as regards the amendment relative to civil and criminal proceedings, which is receded from by the Senate.

Mr. Graham from the committee on the subject, made the following report, to wit:

The joint committee of free conference, on the disagreement to the amendments made by the Senate, to the engrossed bill, entitled an act, to regulate the jurisdiction and duties of justices of the peace; approved, January 28, 1818; have had the same under their consideration, and report as follows, to wit:

1st. The Senate agree to recede from their first amendment to said bill, except so much thereof as will retain in force, the enacting clause of said act.

2d. The Senate agree to recede from so much of their second amendment, as strikes out the 5th section of the bill; and the House of Representatives, agree to recede from their disagreement, to so much of said amendment, as strikes out the 4th section of the bill.

3d. The House of Representatives agree to recede from their disagreement to all of the 4th amendment to the bill, except so much thereof, as declares justices

courts, to be courts of record; and the Senate insist upon that amendment.

4th. The Senate agree to recede from the 6th amendment made to the bill. And

On motion,

The Senate recede from their amendment to the said bill, declaring justices courts, courts of record; and the said report was concurred in.

Mr. Graham, laid before the Senate the petition of Michael Bean and others; which was read and ordered to lie on the table.

Mr. Thompson from the select committee, to whom was referred the bill for the formation of a new county, out of the counties of Parke and Vigo; reported the same with amendments, which were read, and

On motion,

Concurred in.

And the said bill with its amendments, was ordered to be engrossed for a third reading to-morrow.

A message from the Governor, by Mr. Payne, his private secretary.

Mr. President,

I am directed by his excellency the Governor, to announce to the Senate, that he did, on the 4th instant, approve and sign,

An act for the formation of the county of Madison.

Also, that his Excellency did, on yesterday, approve and sign,

An act for the relief of securities of persons charged with criminal offences.

An act to authorize the qualified voters of this state to vote for or against a convention, for the revision of the constitution of this state.

An act for the relief of Joel Charles.

An act authorizing the circuit courts to decree the sale of the real estate of minors, and for other purposes.

A joint resolution of the General Assembly, relative to the Illinois Grant, in Clark county; all of which originated in the Senate.

The engrossed bill to amend the act regulating grist mills and millers; approved, September 17, 1807, and for other purposes; was read a third time and passed.

Ordered, That Mr. Ray, inform the House of Representatives thereof, and request their concurrence therein.

The engrossed bill from the House of Representatives, to re-locate a part of the state road from Evansville, to Terre Haute; was read a third time and passed.

Ordered, That Mr. Jenckes inform the House of Representatives thereof.

The engrossed bill from the House of Representatives, authorizing the state agent to rent out the improved lands on the donation, at Indianapolis; was read a third time and passed.

Ordered, That Mr. Clark inform the House of Representatives thereof.

The act authorizing the agent of Rock Lick section, to grant a lease therein named; was read a third time and passed.

Ordered, That Mr. Farnham inform the House of Representatives thereof.

The engrossed bill from the House of Representatives, attaching a part of the county of Harrison to the county of Floyd, as amended; was read a third time and passed.

Ordered, That Mr. Slaughter inform the House of Representatives thereof, and request their concurrence to the said amendment.

On motion,

The committee of the whole was discharged from the further consideration of the bill, supplementary to an act, regulating the firing of woods, prairies and

other lands; and the said bill was read a third time and passed,

Ordered, That Mr. Jenckes inform the House of Representatives thereof, and request their concurrence therein.

On motion,

The Senate resolved itself into committee of the whole on the bill appointing commissioners to re-locate the seat of justice of Scott county;

Mr. Baird in the chair;

When after some time spent thereon, the committee rose;

Mr. President resumed the chair,

And Mr. Chairman reported, that the committee of the whole had, according to order, had the said bill under consideration, had made some progress therein, and had instructed him to ask leave to sit again. And

On motion,

Leave was granted.

A message from the House of Representatives, by Mr. Smith, a member:

Mr. President,

I am instructed to inform the Senate the House of Representatives have concurred in the report of the committee of free conference, on the disagreement between the two Houses, on the amendments made by the Senate to the engrossed bill, which originated in the House of Representatives, entitled an act, supplemental to an act, to amend an act, regulating the jurisdiction and duties of justices of the peace. And

On motion,

The said report was concurred in.

A message from the House of Representatives, by Mr. Burnett, a member:

Mr. President,

The House of Representatives have concurred in the amendments made by the Senate, to the engrossed bill, entitled an act, attaching part of the county of

Harrison, to the county of Floyd, which originated in the House of Representatives.

On motion,

The Senate, according to order, resolved itself into committee of the whole, on the bill relative to the duties of sheriffs and other officers;

Mr. Craig in the chair,

And after some time spent thereon, the committee rose.

Mr. President resumed the chair,

And Mr. Chairman reported, that the committee of the whole had, according to order, had the said bill under consideration, had made some amendments thereto, and had instructed him to request the concurrence of the Senate therein. And

On motion,

The further consideration of the said bill was indefinitely postponed.

A message from the House of Representatives, by Mr. Smith, a member:

Resolved, That the House of Representatives do insist on their disagreement to the amendments made by the Senate to the engrossed bill, entitled an act, which originated in this House, supplemental to an act, to amend the act, reducing into one, all the acts and parts of acts, now in force in this state, regulating proceedings in actions at law and suits in chancery; and that a committee be appointed to act with a similar committee to be appointed on the part of the Senate, as a committee of free conference, on the disagreement of the two Houses, on said amendments; and that the Senate be informed thereof, and a similar committee on their part requested; and that Messrs. Smith and Howk, be that committee, on the part of this House. And

On motion by Mr. Harrison,

A similar resolution was adopted on the part of the Senate, and Messrs. Harrison and Ray, were ap-

pointed a committee of free conference on the part of the Senate, to act with the foregoing committee, on the part of the House of Representatives, on the subject matter of the disagreement between the two Houses, on the said bill.

A message from the House of Representatives, by Mr. Howk, a member.

Mr. President,

I am instructed to inform the Senate the House of Representatives have passed a bill to provide for the better security of the county seminary funds; in which the concurrence of the Senate is requested.

And the said bill being read, was

On motion,

Indefinitely postponed.

And the Senate adjourned until 2 o'clock this afternoon.

2 o'clock. P. M.

Senate assembled,

The engrossed bill from the House of Representatives, for the relief of the securities of Robert Gill, late agent of Sullivan county, was read a third time and passed with amendment.

Ordered, That Mr. Jenckes inform the House of Representatives thereof, and request their concurrence in said amendment.

The Senate, according to order, resolved itself into committee of the whole, on the bill attaching a part of the county of Perry, to the county of Spencer;

Mr. Thompson in the chair;

And after some time spent thereon, the committee rose;

Mr. President resumed the chair,

And Mr. Chairman reported, that the committee of the whole had, according to order, had the said bill under consideration, and had instructed him to report the same without amendment.

And the said bill was read a third time and passed.

Ordered, That Mr. Grass inform the House of Representatives thereof.

A message from the House of Representatives by Mr. Bullock, a member:

Mr. President,

I am instructed to inform the Senate, the House of Representatives have passed a bill, for the apportionment of Senators and Representatives, in the counties therein named; and a bill declaring Big Sand creek, a public highway, in which they request the concurrence of the Senate.

And each of said bills were severally read twice, committed to a committee of the whole Senate and made the order of the day for to-morrow.

On motion,

The Senate again resolved itself into committee of the whole on the bill to re-locate the seat of justice of Scott county;

Mr. Craig in the chair,

And after some time spent thereon, the committee rose.

Mr. President resumed the chair,

And Mr. Chairman reported that the committee of the whole had, according to order, had the said bill under consideration, had made some amendments therein, in which the concurrence of the Senate is requested.

And the said amendments being read, was

On motion,

Concurred in.

And the said bill was ordered to be engrossed for a third reading to-morrow.

A message from the House of Representatives, by Mr. Beckes, a member:

Resolved, That this House will adjourn *cine die* on Saturday next, precisely at 10 o'clock, A. M. and no new business will be received after this day, that

the Senate be informed thereof, and a similar resolution requested on their part.

The engrossed bill for the formation of a new county off of Parke county, was read a third time; and on the question shall the said bill pass? the ayes and noes being demanded by two members:

Those who voted in the affirmative were,

Messrs. Bennett,	Grass,
Chambers,	Gray,
Clark,	Johnson,
Craig,	Ray,
Daniel,	Slaughter and
Graham,	Thompson—12.

Those who voted in the negative were,

Messrs. Baird,	Sholtz—3.
Jenckes and	

So it was decided in the affirmative.

And the said bill was passed.

Ordered, That Mr. Thompson inform the House of Representatives thereof, and request their concurrence therein.

A message from the House of Representatives, by Mr. Bush, a member:

Mr. President,

I am directed to inform the Senate, the House of Representatives have passed a bill for the incorporation of the East Fork of White Water Toll Bridge Company, in which the concurrence of the Senate is requested.

And the said bill was twice read, committed to a committee of the whole Senate, and made the order of the day for to-morrow.

On motion,

The committee of the whole was discharged from the farther consideration of the bill to amend the act, entitled an act, declaring certain streams therein named, public highways; and the said bill being under consideration, it was moved to strike out the same from

the enacting clause; and on the question shall the said bill be stricken from the enacting clause? the ayes and noes being demanded by two members:

Those who voted in the affirmative were,

Messrs. Bennett,	Jenckes,
Daniel,	Sholtz and
Gray,	Thompson—7.
Harrison	

And those who voted in the negative were,

Messrs. Baird,	Graham,
Chambers,	Johnson and
Clark,	Ray—7.
Craig,	

The Senate being equally divided, the President voted in the negative.

So it was decided in the negative.

The bill was then read a third time, and on the question shall the said bill pass? the ayes and noes being demanded by two members:

Those who voted in the affirmative were,

Messrs. Baird,	Graham,
Chambers,	Johnson and
Clark,	Ray—7.
Craig,	

Those who voted in the negative were,

Messrs. Bennett,	Jenckes,
Daniel,	Sholtz,
Grass,	Slaughter and
Gray,	Thompson—9.
Harrison,	

So it was decided in the negative.

A message from the House of Representatives, by Mr. Thornton, their assistant clerk:

Mr. President,

The House of Representatives have concurred in all the amendments made by the Senate, to the bill authorizing the re-issuing of treasury notes, with an amend-

ment to the said amendments, in which the concurrence of the Senate is requested.

And the same being read and considered, was concurred in.

Ordered, That Mr. Ray inform the House of Representatives thereof.

The Senate, according to order, resolved itself into committee of the whole, on the bill supplementary to the act, on the three per cent. fund;

Mr. Sholtz in the chair;

And after some time spent thereon, the committee rose.

Mr. President resumed the chair,

And Mr. Chairman reported, that the committee of the whole had, according to order, had the said bill under consideration, and had instructed him to report the same without amendment.

And the said bill was ordered to be engrossed for a third reading this afternoon.

Mr. Harrison, from the committee on enrolled bills, reported that they had compared the engrossed with the following enrolled bills, entitled acts, to wit:

An act for the formation of a new county out of Marion county, and north of Marion.

An act to re-locate a part of the state road leading from Mount Prospect, on the Ohio river, to Petersburg.

An act to provide for the safe keeping of persons charged with criminal offences.

An act authorizing the location of the seat of justice in the county of Putnam.

An act to authorize David Stewart, administrator, and Lucinda Wyman, administratrix, of the estate of George Wyman, deceased, to sell certain real estate.

And an act changing a part of the state road located from Mauk's Ferry to Indianapolis, and for other purposes; which bills originated in the Senate, and find the same truly enrolled.

Also, an act supplemental to an act, incorporating a

county library in the county of Dubois, and other counties therein named; approved, January 28, 1818.

And an act concerning salt petre caves, and for other purposes; which originated in the House of Representatives, and find the same truly enrolled.

The bill to re-locate so much of the state road leading from the Ohio line through Brookville to Indianapolis, as lies between the point to which the same is opened, to Indianapolis; was read a third time and passed without amendment.

Ordered, That *Mr. Ray* inform the House of Representatives thereof.

The Senate, according to order, resolved itself into committee of the whole, on the bill to establish a state road from the north end of Main street, in the old of town Madison, to Big Creek;

Mr. Harrison in the chair,

And after some time spent thereon, the committee rose.

Mr. President resumed the chair,

And *Mr. Chairman* reported, that the committee of the whole had, according to order, had the said bill under consideration, and had made some amendments thereto, in which he was directed to request the concurrence of the Senate.

And the said amendments being read and considered, were concurred in.

Ordered, That the said bill be engrossed for a third reading to-morrow.

A message from the House of Representatives, by *Mr. Thornton*, their assistant clerk:

Mr. President,

I am instructed to inform the Senate, the House of Representatives have passed without amendment, the bill for the relief of Westill S. Calkins, which originated in the Senate; they have also passed a bill to amend the act regulating domestic attachments; in which the concurrence of the Senate is requested.

And the said bill was read twice, committed to a committee of the whole Senate, and made the order of the day for to-morrow.

The engrossed bill, to establish a state road leading from Winchester to Indianapolis; was read a third time and passed.

Ordered, That *Mr. Baird* inform the House of Representatives thereof.

The engrossed bill supplementary to the act, on the three per cent. fund; was read a third time and passed.

Ordered, That *Mr. Chambers* inform the House of Representatives thereof, and request their concurrence therein.

On motion,

The committee of the whole was discharged from the further consideration of the bill, appointing trustees of the school lands, reserved for the use of the inhabitants of Illinois Grant; and the said bill was amended by consent, and ordered to be engrossed for a third reading to-morrow.

And the Senate adjourned until 7 o'clock this evening.

Tuesday evening, 7 o'clock.

Senate assembled.

The Senate, according to order, resolved itself into committee of the whole, on the bill to improve the navigation of White Water river;

Mr. Daniel in the chair,

And after some time spent thereon, the committee rose.

Mr. President resumed the chair,

And *Mr. Chairman* reported, that the committee of the whole had, according to order, had the said bill under consideration, had made some amendments thereto, and had instructed him to request the concurrence of the Senate therein. And

On motion,

The amendments were concurred in:

Ordered, That the said bill be engrossed for a third reading to-morrow.

The Senate, according to order, resolved itself into committee of the whole on the bill from the House of Representatives, entitled an act, authorizing the building of a state prison, and for other purposes;

Mr. Slaughter in the chair;

When after some time spent thereon, the committee rose;

Mr. President resumed the chair,

And Mr. Chairman reported, that the committee of the whole had, according to order, had the said bill under consideration, had made some progress therein, and had instructed him to ask leave to sit again. And

On motion,

Leave was refused.

Mr. Ray, moved to amend the said bill by striking out the fifth section, and inserting in lieu thereof, the following:

"That the sum of five hundred dollars be, and the same is hereby appropriated for the purpose of erecting a wall of strong oak plank, including one acre of ground, around the state prison, to be audited by the auditor, and paid out of any monies in the treasury, not otherwise appropriated."

Which amendment was under consideration.

When,

On motion,

The Senate adjourned until to-morrow morning, 9 o'clock.

WEDNESDAY MORNING, JANUARY 8, 1823.

The Senate assembled.

The bill authorizing the building of a state prison

and for other purposes, was again taken into consideration. And

On motion,

The amendment offered to the said bill yesterday, by Mr. Ray, was amended by striking out of the second line, the word "five," and inserting in lieu thereof, the word "eighteen," and by striking out the word "wood," and inserting in lieu thereof, the word "brick," and by striking out "half an acre of ground," and inserting in lieu thereof, the words "one hundred and fifty feet square."

And on the question shall the said amendment be adopted? the ayes and noes being demanded by two members:

Those who voted in the affirmative were,

Messrs. Bennett,	Harrison,
Clark,	Sholtz,
Graham,	Slaughter and
Grass,	Thompson—8.

Those who voted in the negative were,

Messrs. Baird,	Gray,
Chambers,	Jenckes,
Craig,	Johnson and
Daniel,	Ray—8.

The Senate being equally divided, Mr. President voted in the negative.

So the said amendment was not adopted.

It was then moved that the further consideration of the said bill be indefinitely postponed; and on the question shall the said bill be indefinitely postponed? the ayes and noes being demanded by two members:

Those who voted in the affirmative were,

Messrs. Bennett,	Harrison,
Chambers,	Sholtz,
Daniel,	Slaughter and
Graham,	Thompson—9.
Grass,	

Those who voted in the negative were,
Messrs. Clark, Jenckes,
Craig, Johnson and
Gray, Ray—6.

So it was decided in the affirmative.

And the said bill was indefinitely postponed.

Mr. Harrison, from the joint committee of free conference, made the following report:

The joint committee of free conference on the difference existing between the two Houses, on the amendments made by the Senate, to the "engrossed bill, entitled an act, reducing into one, all the acts and parts of acts, now in force in this state, regulating actions at law and suits in chancery," have had the same under consideration, and report as follows, to wit:

The House of Representatives recede from their disagreement to the amendment made by the Senate to said bill, by inserting a 10th section to the same.

The Senate recede from their amendment made to said bill, by inserting the 14th section to the same.

The Senate also recede from their amendments made to said bill, by inserting the 15th and 16th sections to the same; and the House of Representatives recede from their disagreement to the amendments made to said bill, by the Senate, by inserting the 11th and 17th sections to the same. And

On motion,

The said report was concurred in.

On leave being granted, Mr. Slaughter introduced a joint resolution relative to the appointment of commissioners, to negotiate with commissioners that may be appointed on the part of Kentucky, as to the difficulties which exists between the two states, as it respects reclaiming fugitives from service, and for other purposes; which was read twice, committed to a committee of the whole Senate and made the order of the day for to-morrow.

The engrossed bill for the re-location of the seat of justice of Scott county, was read a third time; and

On motion,

Ordered to lie on the table.

The engrossed bill preparatory to the improvement of the navigation of White Water river, was read a third time and passed.

Ordered, That Mr. Ray, inform the House of Representatives thereof, and request their concurrence therein.

The engrossed bill to establish certain state roads therein named; was read a third time and passed.

Ordered, That Mr. Sholtz inform the House of Representatives thereof, and request their concurrence therein.

The engrossed bill appointing trustees of the school lands, reserved for the use of the inhabitants of Illinois grant, was read a third time and passed.

Ordered, That Mr. Thompson inform the House of Representatives thereof, and request their concurrence therein.

The Senate, according to order, resolved itself into committee of the whole on the bill supplemental to the several acts for repairing public roads or highways;

Mr. Grass in the chair,

And after some time spent thereon, the committee rose.

Mr. President resumed the chair,

And Mr. Chairman reported, that the committee of the whole had, according to order, had the said bill under consideration, had made some progress therein, and had instructed him to ask leave to sit again.

And leave was refused to the committee of the whole to sit again.

And the said bill was,

On motion,

Indefinitely postponed.

A message from the House of Representatives, by Mr. Thornton, their assistant clerk.

Mr. President,

I am directed to inform the Senate the House of Representatives have refused to concur in the report of the committee of free conference, on the subject of the disagreement between the two Houses, relative to the engrossed bill, entitled "an act, supplemental to an act, entitled an act, to amend an act, reducing into one act, all the acts and parts of acts, now in force in this state, regulating proceedings in actions at law and suits in chancery."

They have also passed an engrossed bill, entitled "an act, to amend an act, regulating the mode of summoning and empannelling grand and petit jurors;" approved, January 28th, 1818; which originated in the Senate, without amendment.

A message from the House of Representatives, by Mr. Bullock, a member:

Mr. President,

I am instructed by the House of Representatives to inform the Senate, that the House of Representatives have passed a joint resolution, authorizing the attorney general to institute a suit against Daniel C. Lane, late treasurer of state; in which the concurrence of the Senate is requested.

And the said joint resolution was read and ordered to lie on the table.

Mr. Ray from the joint committee on enrolled bills, reported that they had compared the following engrossed, with the enrolled bills, entitled acts, to wit:

An act to authorize Polly Mosely, sole administratrix, of the estate of Enos Mosely, deceased, to sell the real estate of said deceased.

An act to incorporate a public seminary at Aurora, in the county of Dearborn.

An act to provide for the altering of state roads, and for other purposes.

An act to authorize the administrators of Simpson Charlton, deceased, to re-assign the certificate of certain real estate, for the benefit of the heirs of said deceased.

An act, to amend an act, approved, January, 1818, entitled an act, authorizing the granting of letters testamentary and letters of administration, for the settlement of intestates estates, and for other purposes; and find the same truly enrolled.

And the Senate adjourned until 2 o'clock, this afternoon.

2 o'clock, P. M.

The Senate assembled.

Mr. Harrison from the joint committee on enrolled bills, reported that they had, on this day laid before his excellency the Governor, for his approval and signature the following enrolled bills, entitled acts, to wit:

An act for the formation of a new county out of Marion county, and north of Marion.

An act concerning salt petre caves, and for other purposes.

An act to authorize David Stewart, administrator, and Lucinda Wyman, administratrix, of the estate of George Wyman, deceased, to sell certain real estate.

An act to re-locate a part of the state road leading from Mount Prospect, on the Ohio river, to Petersburg.

An act, supplemental to an act, incorporating a county library in the county of Dubois, and other counties therein named; approved, January 28, 1818.

An act to provide for the safe keeping of persons charged with criminal offences.

An act changing a part of the state road located from Mauk's Ferry to Indianapolis, and for other purposes.

An act, supplemental to an act, regulating the duties of sheriffs and coroners.

An act authorizing the executors of the last will

and testament of Andrew Brookes, deceased, to sell and convey certain lands therein named.

An act authorizing Jesse Upton, to build a mill dam across Anderson's river.

An act to locate the seat of justice of Putnam county.

On motion,

The Senate proceeded to reconsider their vote of this morning, indefinitely postponing the bill authorizing the building of a state prison, and for other purposes; and the question again recurring, shall the said bill be indefinitely postponed? it was decided in the negative.

The Senate then proceeded to reconsider their vote, striking out the 5th section of said bill; and the question again recurring, shall the 5th section be stricken out? it was decided in the negative; and the said bill with the amendments thereto, was ordered to be engrossed for a third reading this afternoon;

Whereupon,

The amendments being engrossed, the said bill was read a third time with the amendments, and on the question shall the said bill pass? the ayes and noes being demanded by two members:

Those who voted in the affirmative were,

Messrs, Bennett,	Jenckes,
Clark,	Johnson,
Graham,	Slaughter and
Grass,	Thompson—9.
Harrison,	

Those who voted in the negative were,

Messrs. Baird,	Gray,
Chambers,	Ray and
Craig,	Sholtz—6.

So it was decided in the affirmative.

Ordered, That Mr. Thompson inform the House of Representatives thereof, and request their concurrence in said amendments.

A message from the House of Representatives by Mr. Thornton, their assistant clerk:

Mr. President,

The House of Representatives have passed without amendment, the engrossed bill to regulate the writ of *capias ad satisfaciendum*, and to abolish imprisonment for debt, except for fraud.

And an act, to amend an act, establishing a county treasurer.

Also, an act, supplemental to an act, regulating the firing of woods and prairies, and other lands; all of which originated in the Senate.

They have also passed an engrossed bill, to establish a state road from Terre Haute to Fort Wayne.

An act to amend the act, entitled an act, to establish a state seminary, and for other purposes; approved, January 20, 1820.

And an act providing for additional trustees, for the state seminary, and for other purposes; approved, December 31, 1821.

Also, an act, for the more speedy assignment of dower; in which said several acts, they request the concurrence of the Senate.

The Speaker of the House of Representatives has also signed the following enrolled bills, entitled acts, to wit:

An act to authorize Polly Mosely, sole administratrix of the estate of Enos Mosely, deceased, to sell the real estate of said deceased.

An act to incorporate a public seminary at Aurora, in the county of Dearborn.

An act to provide for altering state roads, and for other purposes.

An act to authorize the administrators of Simpson Charlton, deceased, to re-assign the certificate of certain real estate, for the benefit of the heirs of the said deceased.

And an act, to amend an act, approved January 29,

1818, entitled an act, authorizing the granting of letters testamentary, and letters of administration, for the settlement of intestates estates, and for other purposes; and which I am directed to lay before the President of the Senate, for his signature.

And the said bills having been signed by the President, were handed to the committee on enrolled bills, to be laid before the Governor, for his approval and signature.

Mr. Sholtz asked and obtained leave, to introduce a bill repealing the first section of the act, entitled an act, laying off certain state roads in this state, and appropriating one hundred thousand dollars of the fund, commonly called the three per cent. fund, for opening said roads; which was read, and

On motion,

Indefinitely to postpone the further consideration of the said bill; the ayes and noes being demanded by two members:

Those who voted in the affirmative were,

Messrs. Baird,	Gray,
Bennett,	Harrison,
Chambers,	Jenckes,
Clark,	Johnson,
Craig,	Ray and
Graham,	Slaughter—13.
Grass,	

And those who voted in the negative were,

Messrs. Sholtz and Thompson—2.

So it was decided in the affirmative.

On motion,

The committee of the whole Senate was discharged from the further consideration of the report of the committee on education, relative to the claims of the state of Maryland for lands, for the purposes of education; and the same was ordered to be deposited in the archives of state.

On motion,

The committee of the whole was discharged from the further consideration of the bill, declaring Big Sand creek a public highway.

And the said bill was read a third time and passed without amendment.

Ordered, That Mr. Craig inform the House of Representatives thereof.

The Senate, according to order, resolved itself into committee of the whole, on the bill attaching a part of Dubois county, to Martin county;

Mr. Jenckes in the chair;

And after some time spent thereon, the committee rose.

Mr. President resumed the chair,

And Mr. Chairman reported, that the committee of the whole had, according to order, had the said bill under consideration, had made some progress therein, but not having time to go through the whole, had instructed him to ask leave to sit again. And

Thereupon,

Leave was granted.

The Senate, according to order, resolved itself into committee of the whole, on the bill to re-locate the seat of justice of Floyd county;

Mr. Harrison in the chair;

And after some time spent thereon, the committee rose.

Mr. President resumed the chair,

And Mr. Chairman reported, that the committee of the whole had, according to order, had the said bill under consideration, and had instructed him to report the same without amendment.

And the said bill was read a third time and passed.

Ordered, That Mr. Thompson inform the House of Representatives thereof.

The Senate, according to order, resolved itself into committee of the whole on the bill for the benefit of Alexander Ralston, and Earl Pearce;

Mr. Craig in the chair;

And after some time spent thereon, the committee rose.

Mr. President resumed the chair,

And Mr. Chairman reported, that the committee of the whole had, according to order, had the said bill under consideration, had made some amendments thereto, and had instructed him to request the concurrence of the Senate therein. And

On motion,

The said amendments were read and concurred in.

The bill was then read a third time, and on the question shall the said bill pass? the ayes and noes being demanded by two members:

Those who voted in the affirmative were,
Messrs. Chambers, Sholtz and
Graham, Thompson—5.
Jenckes,

Those who voted in the negative were,
Messrs. Baird, Grass,
Bennett, Gray,
Clark, Johnson and
Craig, Ray—8.

So it was decided in the negative.

The Senate, according to order, resolved itself into committee of the whole, on the bill for the benefit of improvers of unsold lots, in the town of Indianapolis;

Mr. Chambers in the chair;

And after some time spent thereon, the committee rose.

Mr. President resumed the chair,

And Mr. Chairman reported, that the committee of the whole had, according to order, had the said bill under consideration, and had instructed him to report the same without amendment.

And the said bill was read a third time and passed.

Ordered, That Mr. Johnson inform the House of Representatives thereof.

The Senate, according to order, resolved itself into

committee of the whole, on the bill for the more easily vacating county roads;

Mr. Clark in the chair,

And after some time spent thereon, the committee rose.

Mr. President resumed the chair,

And Mr. Chairman reported, that the committee of the whole had, according to order, had the said bill under consideration, had made some amendments thereto, and had instructed him to request the concurrence of the Senate therein.

And the said amendments were read, and

On motion,

Concurred in.

The said bill was then read a third time and passed.

Ordered, That Mr. Baird inform the House of Representatives thereof, and request their concurrence therein.

The Senate, according to order, resolved itself into committee of the whole, on the bill attaching part of the counties of Delaware and Wabash to the county of Morgan;

Mr. Thompson in the chair;

When after some time spent thereon, the committee rose;

Mr. President resumed the chair,

And Mr. Chairman reported, that the committee of the whole had, according to order, had the said bill under consideration, and had instructed him to report the same without amendment. And

On motion,

The said bill was referred to the committee of the whole, to whom was referred the bill on the subject of representation.

The following protest against the passage of the act therein named, was offered by Mr. Jenckes.

"The undersigned protests against the passage of

Which resolution having been read.

Ordered that the same lie on the table.

Mr. Harrison introduced a bill, to explain an act, entitled an act, authorizing a State Medical Society in the state of Indiana; which was twice read.

Mr. Daniel moved to amend the said bill, by striking it out from its enacting clause, and inserting in lieu thereof, a clause repealing all laws and parts of laws, relative to the practice of physic and surgery.

Which amendment was rejected.

The bill was then read and rejected.

The bill legalizing the proceedings of the Franklin and Union circuit courts, relative to the partition of certain real estate belonging to the heirs of Thomas Harper, deceased, was now taken up.

On motion,

Resolved, That the committee of the whole Senate, to whom was referred the said bill, be discharged from the further consideration thereof; and the said bill was read a third time and passed.

Ordered, That the same be entitled an act, and that Mr. Ray inform the House of Representatives of the passage thereof, and request their concurrence therein.

The Senate, according to order, resolved itself into committee of the whole on the bill to locate a state road from Lawrenceburgh to Brookville, thence to Connersville, thence to Centreville, thence to Winchester and thence to Fort Wayne;

Mr. Sholtz in the chair,

And after some time spent thereon, the committee rose.

Mr. President resumed the chair,

And Mr. Chairman reported, that the committee of the whole had, according to order, had the said bill under consideration, and had made some amendments thereto, in which he was directed to request the concurrence of the Senate therein.

The amendments were read and concurred in.

Ordered, That the said bill be engrossed for a third reading on this day.

The committee of the whole, to whom was referred, the bill for the relief of the collector of Clark county, were discharged from the further consideration thereof.

Ordered, That the same be engrossed for a third reading on this day.

On motion by Mr. Gray,

Resolved, That the smoking of Cigars, in the Senate chamber, while the Senate is in session, is inadmissible.

On motion,

Resolved, That the committee of the whole, to whom was referred, the bill prescribing the duties of supervisors of the Lawrenceburgh district, be discharged from the further consideration thereof.

The bill was read a third time and passed.

Ordered, That the same be entitled an act, and that Mr. Gray, inform the House of Representatives of the passage thereof, and request their concurrence.

The Senate, according to order, resolved itself into committee of the whole, to consider the bill attaching part of the counties of Delaware and Wabash to the county of Morgan; the bill in addition to the act for the apportionment of Senators and Representatives in this state; approved, January 2d, 1822; and the bill from the House of Representatives, entitled an act, for the apportionment of Senators, and Representatives, in the counties therein named;

Mr. Grass in the chair;

And after some time spent thereon, the committee rose.

Mr. President resumed the chair,

And Mr. Chairman reported, that the committee of the whole had, according to order, had the said bills under consideration, and had amended the two first mentioned bills, by striking them out from the enacting clause; and the said third mentioned bill, by adding an additional section thereto.

On motion,

Resolved, That the Senate concur in said amendments, and that the further consideration of the said two bills first mentioned, be indefinitely postponed.

Ordered, That the said last mentioned bill be engrossed for a third reading on this day.

The said bill having been immediately engrossed, was read a third time and passed.

And on the question shall the said bill pass? the ayes and noes being demanded by two members:

Those who voted in the affirmative were,

Messrs. Bennett,	Gray,
Chambers,	Jenckes,
Craig,	Johnson,
Daniel,	Ray and
Grass,	Thompson—10.

Those who voted in the negative were,

Messrs. Clark,	Harrison and
Graham,	Sholtz—4.

So it was decided in the affirmative.

A message from the House of Representatives, by *Mr. Wright* of R. a member:

Mr. President,

The House of Representatives have passed a bill, entitled an act, to amend the act, authorizing a State Medical Society.

The said bill was twice read, committed to a committee of the whole Senate, and made the order of the day for to-morrow.

The Senate, according to order, resolved itself into committee of the whole, to consider the resolution relative to fugitives from labour;

Mr. Chambers in the chair;

And after some time spent therein, the committee rose.

Mr. President resumed the chair,

And *Mr. Chairman* reported, that the committee of the whole had, according to order, had the said bill

under consideration, had made some amendments thereto, in which he was instructed to request the concurrence of the Senate. And

On motion,

Indefinitely to postpone the said joint resolution, the ayes and noes being demanded by two members:

Those who voted in the affirmative were,
Messrs. Baird, Jenckes and
Clark, Thompson—4.

Those who voted in the negative were,
Messrs. Bennett, Gray,
Chambers, Johnson,
Craig, Ray,
Daniel, Sholtz, and
Graham, Slaughter—11.
Grass,

So it was decided in the negative.

On motion,

The said amendments were concurred in.

Ordered, That said resolution be engrossed for third reading this evening.

A message from the House of Representatives, by *Mr. Howk*, a member:

Mr. President,

The House of Representatives have passed an engrossed bill, entitled an act, to amend an act, reducing into one act, all the acts and parts of acts, relative to crimes and punishments; which was twice read, committed to a committee of the whole Senate, and made the order of the day for to-morrow.

On motion,

The committee of the whole was discharged from the further consideration of the bill, relative to the three per cent. fund, which was read a third time and passed.

Ordered, That *Mr. Clark* inform the House of Representatives thereof, and request their concurrence therein.

On motion,

The committee of the whole was discharged from the further consideration of the bill to amend the acts, entitled an act, to establish a state seminary, and for other purposes; approved, January 20, 1820.

And an act, providing for additional trustees for the state seminary, and for other purposes; approved, December 31, 1821.

And the said bill was read a third time, and on the question, shall the bill pass?

It was decided in the negative.

The bill amendatory to the act, regulating domestic attachments, was read a third time and rejected.

On motion,

The committee of the whole was discharged from the further consideration of the bill, establishing a state road from Terre Haute to Fort Wayne.

And the said bill was read a third time and passed.

Ordered, That Mr. Jenckes inform the House of Representatives thereof, and request their concurrence therein.

On motion,

The Senate, according to order, resolved itself into committee of the whole, on the bill providing for the more speedy assignment of dower;

Mr. Johnson in the chair;

And after some time spent thereon, the committee rose.

Mr. President resumed the chair,

And Mr. Chairman reported, that the committee of the whole had, according to order, had the said bill under consideration, had made an amendment thereto, and had instructed him to request the concurrence of the Senate therein. And

On motion,

The said amendment was concurred in.

Ordered, That the said bill be engrossed, and read a third time this day.

On motion,

The committee of the whole was discharged from the consideration of the bill, for the incorporation of the East Fork of White Water River Toll Bridge Company.

And the said bill was read a third time and passed.

Ordered, That Mr. Ray inform the House of Representatives thereof.

And the Senate adjourned until 2 o'clock, this afternoon.

2 o'clock, P. M.

The Senate assembled.

The joint resolution relative to the appointment of commissioners, to negotiate with commissioners to be appointed on the part of Kentucky, relative to fugitives from service and labor, was taken up, read a second and third time, and on the question, shall the said resolution pass?

It was decided in the affirmative.

Ordered, That Mr. Slaughter inform the House of Representatives thereof, and request their concurrence therein.

The bill for the more speedy assignment of dower, was read a third time and passed.

Ordered, That Mr. Daniel inform the House of Representatives thereof.

A message from the House of Representatives, by Mr. Thornton, their assistant clerk:

Mr. President,

The House of Representatives have passed the bill, amendatory of the militia law.

Also, an act to establish certain state roads, therein named.

And a bill for the benefit of the improvers of town lots in Indianapolis, with some amendments thereto, in which the concurrence of the Senate is requested.

The Senate then proceeded to the consideration of

the amendments made to the said bills, and those made to the bill to establish certain state roads, therein named, and to the bill for the benefit of the improvers of town lots in Indianapolis, were concurred in.

As were also the first, eleventh, twelfth and thirteenth amendments made to the bill, amendatory of the militia law, and the residue of the amendments made to the said law, were now concurred in.

Ordered, That Mr. Harrison inform the House of Representatives thereof.

A message from the House of Representatives, by Mr. Julian, a member:

Mr. President,

I am instructed by the House of Representatives to inform the Senate, that the House of Representatives have passed a bill, altering the western boundary line of Wayne county, in which the concurrence of the Senate is requested.

And the said bill was read, and the rule requiring bills to be read on three several days, was dispensed with, and the said bill was read a second and third time, and passed with an amendment.

Ordered, That Mr. Baird inform the House of Representatives thereof, and request their concurrence in said amendment.

The amendments made by the House of Representatives, to the bill supplementary to the act, on the three per cent. fund, were considered and concurred in.

Ordered, That Mr. Harrison inform the House of Representatives thereof.

A message from the House of Representatives, by Mr. Hill, a member:

Mr. President,

I am instructed to inform the Senate, the House of Representatives have passed a bill, for the benefit of the heirs of the late John Fencher, deceased, which was read, and the rule requiring bills to be read on three several days was dispensed with.

And the said bill was read three times and passed.

Ordered, That Mr. Baird inform the House of Representatives thereof.

The bill, in addition to the act, relative to the three per cent fund, was taken up, and the committee of the whole discharged from the further consideration thereof.

And the said bill was read a third time and passed.

Ordered, That Mr. Grass inform the House of Representatives thereof, and request their concurrence therein.

Mr. Harrison, from the committee on enrolled bills, made the following report, to wit:

That he had on this day laid before his excellency the Governor, for his approval and signature, the following enrolled bills, entitled acts, to wit:

An act authorizing Polly Mosely, sole administratrix, of the estate of Enos Mosely, deceased, to sell the real estate of said deceased.

An act to incorporate a public seminary, at Aurora, in the county of Dearborn.

An act to provide for the altering of state roads, and for other purposes.

An act to authorize the administrators of Simpson Charlton, deceased, to re-assign a certificate of certain real estate for the benefit of the heirs of said deceased.

And an act to amend an act, approved, January 29, 1818, entitled an act, authorizing the granting of letters testamentary and letters of administration, for the settlement of intestates estates, and for other purposes.

The bill to attach a part of the county of Dubois to Martin county, was postponed until the first Monday, in December next.

The bill to revive and keep in force, an act, entitled an act, to establish a permanent road from Fredonia to Terre Haute; approved, January 2d, 1822; was taken up in committee of the whole Senate;

Mr. Craig in the chair;

And after some time spent thereon, the committee rose.

Mr. President resumed the chair,

And Mr. Chairman reported, that the committee of the whole had, according to order, had the said bill under consideration, had made some amendments thereto, and had instructed him to request the concurrence of the Senate therein.

And the said amendments were read and concurred in.

The joint resolution relative to the collection of state revenue, was

On motion,

Indefinitely postponed.

The bill to amend the act, entitled an act, authorizing a State Medical Society, was taken up; the committee of the whole discharged from the further consideration thereof; and the said bill was read a third time and passed.

Ordered, That Mr. Thompson inform the House of Representatives thereof, and request their concurrence therein.

And the Senate adjourned until to-morrow morning, 9 o'clock.

FRIDAY MORNING, JANUARY 10, 1823.

Senate assembled.

The engrossed bill to revive and continue in force an act, entitled an act, to establish a permanent state road from Leavenworth or Fredonia to Terre Haute, approved, 2d January, 1822; was read a third time and passed.

Ordered, That Mr. Chambers inform the House of Representatives thereof, and request their concurrence therein.

The committee of the whole, was discharged from the further consideration of the bill, from the House of Representatives to amend the act, to reduce into

one, all the acts, and parts of acts, relative to crime and punishment.

And the said bill was read, and the further consideration thereof, indefinitely postponed.

A message from the House of Representatives by Mr. Smith, a member:

Mr. President,

I am directed to inform the Senate the House of Representatives have concurred in the additional report of the committee of free conference, appointed on the subject of the disagreement between the two Houses, relative to the bill supplemental to an act, entitled an act, regulating proceedings in actions at law and suits in chancery.

A message from the House of Representatives, by Mr. Thornton, their assistant clerk.

Mr. President,

I am instructed to inform the Senate, the House of Representatives have concurred in the amendments made by the Senate, to the engrossed bill, entitled an act for the more speedy assignment of Dower.

They have also concurred in the amendments made to the bill, for altering the western boundary line of Wayne county, and for other purposes therein named.

They have also concurred in the amendments made by the Senate, to the engrossed bill, apportioning Senators and Representatives in certain counties therein named.

And they insist on the amendments made by them to the engrossed bill from the Senate, for the better regulation of the militia of the state of Indiana, and for other purposes; in which the Senate refuse to concur.

And they insist on the amendments made by them, to the engrossed bill from the Senate, entitled an act, supplemental to an act, entitled an act, authorizing the laying off certain state roads in this state, and appropriating one hundred thousand dollars of the fund, commonly called the three per cent. fund.

A message from the Governor, by Mr. Payne, his private Secretary.

Mr. President,

I am directed to inform the Senate, that the Governor did, on the 7th instant, approve and sign,

An act authorizing the location of the seat of justice, in the county of Putnam.

Also, that he did on the 8th instant, approve and sign,

An act to authorize David Steward, administrator, and Lucinda Wyman, administratrix, of the estate of the estate of George Wyman, deceased, to sell certain real estate.

An act changing a part of the state road located from Mauk's Ferry to Indianapolis, and for other purposes.

An act to provide for the safe keeping of persons charged with criminal offences.

An act to, re-locate a part of the state road leading from Mount Prospect, on the Ohio river, to Petersburg.

And an act for the formation of a new county out of the county of Marion, and north of Marion.

All of which originated in the Senate.

Mr. Ray, on leave being granted, introduced a bill to provide for judicial circuits, and fixing the times of holding courts; which was twice read, and referred to a committee of the whole Senate, for this day;

Whereupon,

The Senate, according to order, resolved itself into committee of the whole on the said bill;

Mr. Thompson in the chair;

When after some time spent thereon, the committee rose;

Mr. President resumed the chair,

And Mr. Chairman reported, that the committee of the whole had, according to order, had the said bill

under consideration, had made some progress therein, but not having time to go through the whole, had instructed him to ask leave to sit again.

And leave was thereupon granted.

Mr. Ray, from the committee on the subject, made the following report, to wit:

The committee of free conference, appointed as managers on the difficulties existing between the Senate and House of Representatives, relative to the amendments made by the Senate, to the engrossed bill, entitled an act, supplemental to an act, reducing into one, all acts and parts of acts, now in force in this state, regulating proceedings in actions at law and suits in chancery, from the House of Representatives; have again had the subject under consideration, and feeling conscious of the merits of many important provisions in said bill, do recommend concurrence in the following report, to wit:

The Senate will recede from all amendments to said bill, not already concurred in, except the amendment made by inserting the 11th section, to the same, from which the House of Representatives recede. And

On motion,

To concur in said report; the ayes and noes being demanded by two members:

Those who voted in the affirmative were,

Messrs. Bennett,	Jenckes,
Chambers,	Johnson,
Craig,	Ray and
Grass,	Thompson—8.

Those who voted in the negative were,

Messrs. Baird,	Gray,
Clark,	Harrison and
Daniel,	Sholtz—7.
Graham,	

So it was decided in the affirmative.

Ordered, That Mr. Ray inform the House of Representatives thereof.

A message from the House of Representatives, by Mr. Stapp, a member:

Mr. President,

The House of Representatives have passed a bill to provide for the distribution of the laws and journals of the present General Assembly; which was read twice, and the rule requiring bills to be read on three several days, was dispensed with.

And the said bill was read a second and third time and passed.

Ordered, That Mr. Slaughter inform the House of Representatives thereof.

On motion,

The Senate recede from the amendments made by them, and heretofore insisted on, to the bill to amend an act, for the better regulation of the militia of the state of Indiana, and for other purposes.

Ordered, That Mr. Ray inform the House of Representatives thereof.

On motion,

That the Senate do recede from the amendment by them made to the bill, supplementary to the act, laying out certain state roads, and appropriating one hundred thousand dollars of the fund, commonly called the three per cent fund, it was decided in the negative.

Ordered, That Mr. Graham inform the House of Representatives that the Senate insist on their amendment made to the said bill.

A message from the House of Representatives, by Mr. Thornton, their assistant clerk:

Mr. President,

The House of Representatives have passed the joint resolution, relative to the National Road.

The bill relative to the three per cent. fund.

The bill to legalize the proceedings of the Franklin and Union circuit courts, relative to the partition of certain real estate, among the heirs of Thomas Harper, deceased.

And the bill to locate a state road, from Lawrenceburgh to Brookville, thence to Connersville, thence to Centreville, thence to Winchester and thence to Fort Wayne, all of which originated in the Senate.

On motion by Mr. Thompson,

Resolved, That the thanks of the Senate, are due to the honorable Lieutenant Governor and President of the Senate, for the able, dignified and impartial manner in which he has discharged the arduous duties of the chair, during the present session of the General Assembly.

Mr. Harrison, from the joint committee on enrolled bills, reported that they had compared the engrossed, with the enrolled bills, entitled acts, to wit:

An act to establish certain state roads therein named.

An act for the benefit of improvers of town lots in the town of Indianapolis.

An act for the relief of Westill S. Calkins, and for other purposes.

An act, to amend an act, regulating the mode of summoning and empannelling grand and petit jurors; approved, January 28th 1818.

An act to regulate the writ of *capias ad satisfaciendum*, and to abolish imprisonment for debt, unless for fraud.

An act, to amend an act, establishing a county treasurer.

An act, supplemental to an act, regulating the firing of woods, prairies and other lands; which originated in the Senate.

An act to revive and continue in force, an act entitled an act, locating certain permanent roads therein named, and for other purposes; approved, January 23th 1818; and the several acts, amendatory thereto.

And an act for attaching part of the county of Harrison, to the county of Floyd; which originated in

the House of Representatives, and find the same truly enrolled.

The Senate, according to order, again resolved itself into committee of the whole, on the bill to provide for judicial circuits, and fixing the time of holding courts;

Mr. Slaughter in the chair;

And after some time spent thereon, the committee rose.

Mr. President resumed the chair,

And Mr. Chairman reported, that the committee of the whole had, according to order, had the said bill under consideration, and had made some amendments thereto, in which he was directed to request the concurrence of the Senate therein.

And the said amendments being read, were

On motion,

Concurred in.

Mr. Ray then offered the following amendment to the said bill, to wit:

Whereas, additional duties have been added to each of the circuit judges, in this state, by the provisions of this act; therefore, fifty dollars shall be added to the salary of each of said judges.

And on the question, shall the said amendments be adopted? the ayes and noes being demanded by two members:

Those who voted in the affirmative were,	
Messrs. Bennett,	Jenckes,
Grass,	Ray and
Harrison,	Sholtz—6.

Those who voted in the negative were,	
Messrs. Baird,	Graham,
Chambers,	Gray,
Clark,	Johnson and
Craig,	Slaughter—9.
Daniel,	

So it was rejected.

On motion,

The said bill was re-committed to a committee of the Senate, and made the order of the day for this afternoon.

And the Senate adjourned until 2 o'clock, this afternoon.

2 o'clock, P. M.

The Senate assembled.

On motion,

Resolved, That the President of the Senate and Speaker of the House of Representatives, adjourn their respective Houses, *sine die*, on to-morrow, at 10 o'clock, A. M. agreeably to a former resolution of the House of Representatives.

Ordered, That Mr. Graham inform the House of Representatives thereof, and request their concurrence therein.

A message from the House of Representatives, by Mr. Ross, their clerk.

Mr. President,

I am instructed to inform the Senate, that the Speaker of the House of Representatives has signed,

An act to amend an act regulating the mode of summoning and empannelling grand and petit jurors; approved, January 28th 1818.

An act to revive and to continue in force, an act, entitled an act, locating certain permanent roads therein named, and for other purposes; approved, January 22d 1820; and the several acts, amendatory thereto.

An act to establish certain state roads therein named.

An act for the regulation of the writ of *capias* ad satisfaciendum, and to abolish imprisonment for debt, unless for fraud.

An act, to amend an act, entitled an act, establishing a county treasurer; approved, January 1st, 1817.

An act attaching part of the county of Harrison, to the county of Floyd.

An act, supplemental to an act, regulating the firing of woods, prairies, and other lands.

An act for the improvers of unsold town lots in the town of Indianapolis.

And an act for the relief of Westill S. Calkins, and for other purposes; and which acts I am directed to lay before the President of the Senate, for his signature.

And the said bills having been signed by the President of the Senate, were handed to the joint committee on enrolled bills, to be laid before the Governor for his approval and signature.

A message from the House of Representatives, by Mr. Thornton, their assistant clerk:

Mr. President,

I am directed to inform the Senate, the House of Representatives have passed an act, to authorize the agent of State, to sell two additional brick yards at the town of Indianapolis, in which the concurrence of the Senate is requested.

Also, that they have passed, without amendment, an act, supplemental to an act, authorizing the laying off certain state roads in this state, and appropriating one hundred thousand dollars of the fund, commonly called the three per cent. fund, for opening the same; approved, December 31st, 1821.

Also, an act to revive and continue in force, an act, entitled an act, to establish a permanent state road from Leavenworth or Fredonia, to Terre Haute; approved, January 2d, 1822; both of which originated in the Senate.

A message from the House of Representatives, by Mr. Howk, a member:

Mr. President,

I am instructed to inform the Senate, the House of Representatives, have passed an act, to amend the several acts, regulating fees, without amendment; which originated in the Senate.

A message from the House of Representatives, by Mr. Stapp, a member:

Mr. President,

I am instructed to inform the Senate, the House of Representatives have passed a bill, to re-locate certain state roads, therein named; in which the concurrence of the Senate is requested.

A message from the House of Representatives, by Mr. Stapp, a member.

Mr. President,

I am instructed to inform the Senate, the House of Representatives, have passed a bill making general appropriations, for the year 1823; in which the concurrence of the Senate is requested.

A message from the House of Representatives, by Mr. Thornton, their assistant clerk:

Mr. President,

I am instructed to inform the Senate, that the Speaker of the House of Representatives has signed,

An act, authorizing the agent of the Rock Lick section, to grant a certain lease therein named.

An act authorizing the state agent, to rent out the improved lands, on the donation at Indianapolis, and for other purposes.

An act to alter the state road from Winchester, to Indianapolis.

An act appointing commissioners to re-locate the seat of Justice of Scott county, and for other purposes.

An act for the benefit of the heirs of the late John Fenchel, deceased.

An act for the apportionment of Senators and Representatives, in the counties therein named.

The Senate,

On motion,

Resolved itself into committee of the whole, on the bill making specific appropriations;

Mr. Grass in the chair;

And after some time spent thereon, the committee rose.

Mr. President resumed the chair,

And Mr. Chairman reported, that the committee of the whole had, according to order, had the said bill under consideration, had made several amendments thereto, and had instructed him to request the concurrence of the Senate therein.

And the said amendments being read, were concurred in.

Ordered, That said bill be engrossed for a third reading to-morrow.

The engrossed bill to provide for judicial circuits, and for fixing the times of holding courts, and for other purposes, was read a third time and passed.

Ordered, That Mr. Harrison inform the House of Representatives thereof, and request their concurrence therein.

The engrossed bill for the relief of the collectors of Martin and Clark counties, was read a third time and passed.

Ordered, That Mr. Thompson inform the House of Representatives thereof, and request their concurrence therein.

A message from the House of Representatives, by Mr. Thornton, their assistant clerk:

Mr. President,

I am directed to inform the Senate the House of Representatives have passed a bill, making general appropriations for the year 1823, in which the concurrence of the Senate is requested.

And the rule requiring bills to be read on three several days was dispensed with.

And the said bill was read three times and passed.

When,

Mr. Gray moved to strike out so much thereof, as allows five hundred dollars for the benefit of the pris-

oners in the state prison; and on the question shall the same be stricken out? the ayes and noes being demanded by two members:

Those who voted in the affirmative were,
Messrs. Baird, Gray and
Chambers, Ray—4.

Those who voted in the negative were,
Messrs. Bennett, Harrison,
Clark, Jenckes,
Craig, Johnson,
Graham, Sholtz and
Grass, Thompson—10.

So it was decided in the negative.

And the said bill was passed without amendment.

Ordered, That Mr. Thompson inform the House of Representatives thereof.

A message from the House of Representatives, by Mr. Smith, a member:

Mr. President,

I am instructed to inform the Senate, the House of Representatives have passed an engrossed bill, to relocate certain state roads, therein named; in which the concurrence of the Senate is requested.

And the rule requiring bills to be read on three several days was dispensed with.

And the said bill was read three times and passed without amendment.

Ordered, That Mr. Johnson inform the House of Representatives thereof.

A message from the House of Representatives, by Mr. Thornton, their assistant clerk.

Mr. President,

I am directed to inform the Senate, that the House of Representatives have passed a bill to authorize the agent of state to sell two additional brick yards at Indianapolis; in which the concurrence of the Senate is requested.

And the said bill was read, and the rule requiring

bills to be read on three several days was dispensed with.

And the said bill was read a second and third time and passed.

Ordered, That *Mr. Clark* inform the House of Representatives thereof.

A message from the House of Representatives, by *Mr. Stapp*, a member:

Mr. President,

I am instructed to inform the Senate, the House of Representatives have passed the bill from the Senate, authorizing the Governor to rent certain buildings, for his accommodation, with some amendments thereto; in which the concurrence of the Senate is requested.

And the said amendments were read, considered and concurred in.

Ordered, That *Mr. Sholtz* inform the House of Representatives thereof.

Mr. Harrison, from the joint committee on enrolled bills, reported, that they had compared the following engrossed with the enrolled bills, entitled acts, to wit:

An act for the more speedy assignment of dower.

An act authorizing the state agent to rent out the improved lands on the donation at Indianapolis, and for other purposes.

An act for the relief of the securities of *Robert Gill*, late agent of Sullivan county.

An act to re-locate the seat of justice of Floyd county.

An act for the apportionment of Senators and Representatives, in the counties therein named.

An act authorizing the agent of Rock Lick section, to grant a lease therein named.

An act to re-locate so much of the state road leading from the Ohio line through Brookville, to Indianapolis, as lies between the point to which the same has been opened to Indianapolis.

An act for the benefit of the heirs of the late *John Fencher*, deceased.

An act for the re-location of the seat of justice of Scott county.

An act, amendatory to the act, entitled an act, authorizing the building of a state prison, and for other purposes.

And an act to alter the state road from Winchester, to Indianapolis, and find the same truly enrolled; which bills originated in the House of Representatives.

A message from the House of Representatives, by *Mr. Bently*, a member:

Mr. President,

The House of Representatives have passed a bill, declaring *Laughery creek* navigable, with an amendment; in which the concurrence of the Senate is requested.

And the said amendments being read, were concurred in.

Ordered, That *Mr. Craig* inform the House of Representatives thereof.

A message from the House of Representatives, by *Mr. Howk*, a member:

Mr. President,

The House of Representatives have passed a joint resolution, relative to the appointment of commissioners, to act with those to be appointed on the part of the state of Kentucky, with amendments thereto, in which the concurrence of the Senate is requested.

And the Senate adjourned until to-morrow morning, 8 o'clock.

SATURDAY MORNING, JANUARY 11, 1836.

Senate assembled.

The engrossed bill from the House of Representatives, making specific appropriations, was read a third

time; and on the question, shall the said bill pass? the ayes and noes being demanded by two members:

Those who voted in the affirmative were,
 Messrs. Bennett, Harrison,
 Chambers, Jenckes,
 Clark, Johnson,
 Daniel, Ray,
 Graham, Slaughter and
 Gray, Thompson—12.

Those who voted in the negative were,
 Messrs. Baird and Craig—2.
 So it was decided in the affirmative.

Ordered, That Mr. Graham inform the House of Representatives thereof, and request their concurrence in said amendments.

The engrossed bill to provide for judicial circuits, and fixing the times of holding courts therein, and for other purposes, with the amendments made by the House of Representatives thereto, was considered, and concurred in.

Ordered, That Mr. Ray inform the House of Representatives thereof.

The joint resolution relative to courts, from the House of Representatives, was taken up, amended, read a third time and passed.

Ordered, That Mr. Ray inform the House of Representatives thereof, and request their concurrence therein.

Mr. Harrison made the following report:

Mr. President,

The joint committee on enrolled bill, did, on yesterday, lay before his excellency the Governor, for his approval and signature, the following enrolled bills, to wit:

An act for the relief of the securities of Robert Gill, late agent of Sullivan county.

An act for the apportionment of Senators and Representatives, in the counties therein named.

An act to re-locate so much of the state road leading from the Ohio line through Brookville, to Indianapolis, as lies between the point to which the same has been opened to Indianapolis.

An act for the benefit of the heirs of the late John Fencher, deceased.

An act, amendatory to the act, authorizing the building of a state prison and for other purposes.

An act authorizing the state agent to rent out the improved lands on the donation at Indianapolis, and for other purposes.

An act appointing commissioners to re-locate the seat of justice of Scott county, and for other purposes.

An act to re-locate the seat of justice of Floyd county.

An act to alter the state road from Winchester to Indianapolis.

An act to amend an act regulating the mode of summoning and empannelling grand and petit jurors; approved, January 28th 1818.

An act to revive and to continue in force, an act, entitled an act, locating certain permanent roads therein named, and for other purposes; approved, January 22d 1820.

An act to establish certain roads therein named.

An act for the regulation of the writ of *habeas corpus* ad satisfaciendum, and to abolish imprisonment for debt, unless for fraud.

An act, to amend an act, entitled an act, establishing a county treasurer; approved, January 1st, 1817.

An act, supplemental to an act, regulating the firing of woods, prairies, and other lands.

An act for attaching part of the county of Harrison, to the county of Floyd.

An act for the benefit of improvers of unsold town lots in the town of Indianapolis.

An act for the relief of Westill S. Calkins, and for other purposes.

An act authorizing the agent of Rock Lick section, to grant a certain lease therein named.

A message from the Governor, by Mr. Payne, his private secretary.

Mr. President,

I am directed by his excellency, the Governor, to announce to the Senate, that he did, on yesterday, approve and sign:

An act for the relief of Westill S. Calkins, and for other purposes.

An act for the benefit of the improvers of unsold town lots in the town of Indianapolis.

An act, supplemental to an act, regulating the firing of woods, prairies and other lands.

An act, to amend an act, entitled an act, establishing a county treasurer; approved, January 1, 1817.

An act for the regulation of the writ of *capias ad satisfaciendum*, and to abolish imprisonment for debt, unless for fraud.

An act to establish certain roads therein named.

An act, to amend an act, regulating the mode of summoning and empannelling grand and petit jurors; approved, January 28th 1818; all of which originated in the Senate.

The joint resolution authorizing the attorney general to institute a suit against Daniel C. Lane, late treasurer of state, from the House of Representatives; which was read twice, and

On motion,

Indefinitely to postpone the further consideration thereof; the ayes and noes being demanded by two members.

Those who voted in the affirmative were,

Messrs. Baird,	Grass,
Chambers,	Jenckes,
Clark,	Johnson and
Graham,	Sholtz—8,

And those who voted in the negative were,
Messrs. Bennett, Gray and
Craig, Thompson—4.

So it was decided in the affirmative.

And the said resolution was indefinitely postponed. The act to provide for judicial circuits, and fixing the times of holding courts therein, with the amendments made by the House of Representatives thereto, was considered; and

On motion,

To concur in the amendment, by striking out the 7th section, of said bill; the ayes and noes being demanded by two members;

Those who voted in the affirmative were,
Messrs. Bennett, Jenckes,
Grass, Sholtz and
Gray, Thompson—6.

Those who voted in the negative were,
Messrs. Baird, Craig,
Chambers, Graham and
Clark, Johnson—6.

The Senate being equally divided, Mr. President voted in the affirmative; so the said amendment was concurred in.

Ordered, That Mr. Thompson, inform the House of Representatives thereof.

The joint resolution, relative to the appointment of commissioners, to negotiate with those to be appointed on the part of the state of Kentucky, relative to fugitives from justice and labour, with the amendments made thereto, by the House of Representatives; was taken into consideration, and the Senate refused to concur in said amendments.

Ordered, That Mr. Thompson inform the House of Representatives, that the Senate will not concur in said amendments.

A message from the House of Representatives, by Mr. Scott, a member.

Mr. President,

The House of Representatives have adopted the following resolution, to wit:

Resolved, That a committee be appointed on the part of the House of Representatives, to act with a similar committee, to be appointed on the part of the Senate, to wait upon his excellency, the Governor, and inform him, that the two Houses, have completed the Legislative business before them, and are now ready to adjourn, and enquire of him, whether he has any further business to lay before either branch of the Legislature; and that the said committee report to their respective Houses; and that Messrs. Scott and Howk, be appointed such committee, on the part of this House.

Ordered, That the Senate be informed thereof, and their concurrence therein requested.

And a similar resolution was adopted on the part of the Senate.

Ordered, That Mr. Ray, inform the House of Representatives thereof; and that Messrs. Ray and Jenckes, be that committee, on the part of the Senate.

A message from the House of Representatives, by Mr. Thornton, their assistant clerk:

Mr. President,

I am directed to inform the Senate the House of Representatives have concurred in the 2d, 3d, 4th, 7th, 8th, 9th, 11th, 12th, 13th, 14th and 15th amendments made by the Senate, to the engrossed bill, making specific appropriations; and they concur in the 5th amendment made to the said bill, with amendment, but they refuse to concur in the 1st, 6th and 10th amendments made by the Senate to the said bill; they concur in the amendment made by the Senate, to the joint resolution, authorizing the public printer to print certain acts therein named; and that they insist on their amendments made to the joint resolution relative to the appointment of commissioners, to act with those on the part of Kentucky, relative to

fugitives from justice and labour; and the Speaker having signed the following enrolled bills, entitled acts, they are laid before the President of the Senate for his signature, to wit:

An act declaring Big Sand creek, a public highway.

An act, for the altering the western boundary line of Wayne county, and for other purposes.

An act to provide for the distribution of the laws and journals of the present General Assembly.

And the said bills were signed by the President of the Senate, and handed to the joint committee on enrolled bills, to be laid before the Governor for his approval and signature.

The Senate proceeded to the consideration of the amendments made by them to the bill making specific appropriations—and the Senate concur in the first amendment made by the House of Representatives to said bill, but refuse to concur in the second and third amendments made to said bill.

Ordered, That Mr. Harrison inform the House of Representatives thereof.

A message from the House of Representatives, by Mr. Burnett, a member:

Mr. President,

I am instructed to inform the Senate, the House of Representatives, have passed a resolution, relative to closing the session with public prayer.

And the said resolution was ordered to lie on the table.

A message from the House of Representatives, by Mr. Thornton, their assistant clerk:

Mr. President,

The House of Representatives have receded from the amendments made by them to the bill, making specific appropriations for the year 1823.

Mr. Harrison, from the committee on enrolled bills, made the following report:

Mr. President,

And the Senate adjourned until 2 o'clock, this afternoon.

2 o'clock, P. M.

The Senate assembled.

Mr. Harrison, from the joint committee on enrolled bills, made the following report:

Mr. President,

The joint committee on enrolled bills did, on this day, lay before the Governor, for his approval and signature, the following enrolled bills, entitled acts, to wit:

An act to re-locate a part of the state road from Evansville to Terre Haute.

An act, supplemental to an act, to amend an act, reducing into one act, all the acts and parts of acts, now in force in this state, regulating proceedings in actions at law and suits in chancery.

An act to limit the stay of execution, and for other purposes.

An act, making general appropriations, for the year 1823.

An act to authorize the agent of state, to sell two additional brick yards, in the town of Indianapolis.

An act, to amend the acts, for the more speedy assignment of dower.

And an act, supplemental to an act, to amend an act, entitled an act, to regulate the jurisdiction and duties of justices of the peace; approved, January 28, 1818.

Mr. Ray, from the joint committee on enrolled bills, made the following report:

Mr. President,

The joint committee on enrolled bills, have compared the following engrossed with the enrolled bills, entitled acts to wit:

An act, to amend the act, entitled an act, authorizing a State Medical Society.

An act to re-locate certain state roads, therein named.

An act authorizing the re-issuing of treasury notes.

An act, in addition to an act, declaring certain streams therein named, public highways; approved, January 17, 1820.

An act for the incorporation of the East Fork of White Water River Toll Bridge Company.

An act to establish a state road from Terre Haute to Fort Wayne.

And a joint resolution, authorizing the public printer, to print certain acts therein named; and find the same truly enrolled.

A message from the House of Representatives, by Mr. Scott, a member:

Mr. President,

I am instructed to inform the Senate, the Speaker of the House of Representatives has signed the following enrolled bills, entitled acts, to wit:

An act to amend the act, entitled an act, authorizing a State Medical Society.

An act to re-locate certain state roads therein named.

An act authorizing the re-issuing of treasury notes.

An act, in addition to an act, declaring certain streams therein named, public highways; approved, January 17, 1820.

An act for the incorporation of the East Fork of White Water River Toll Bridge Company.

An act to establish a state road from Terre Haute to Fort Wayne.

And a joint resolution authorizing the public printer, to print certain acts therein named; and I am instructed to lay the same before the Senate, for the signature of the President.

Whereupon,

The President having signed the same, they were handed to the joint committee on enrolled bills, to be by them laid before the Governor for his approval and signature.

titled an act, to establish a permanent road from Fredonia or Leavenworth, to Terre Haute; approved, January 2, 1822.

An act making specific appropriations, for the year 1823.

An act to locate a state road from Lawrenceburgh, through Brookville, Connersville, Centreville and Winchester, to Fort Wayne.

An act, to amend the several acts, regulating fees.

An act legalizing the proceedings of the Franklin and Union circuit courts; relative to the partition of certain real estate, among the heirs of Thomas Harper, deceased.

An act relative to the three per cent. fund.

And an act to provide for judicial circuits, and for fixing the times of holding courts therein, and for other purposes.

On motion,

Resolved, That the Secretary of the Senate, assistant Secretary, and enrolling Secretary, receive the highest approbation of the Senate, for the able and distinguished manner in which they have discharged their respective duties.

Mr. Harrison, from the committee on enrolled bills, made the following report:

Mr. President,

The joint committee on enrolled bills, have this day, laid the following enrolled bills, entitled acts; before his excellency the Governor, for his approval and signature.

An act, to amend an act, for the better regulation of the militia of the state of Indiana, and for other purposes.

An act, to amend the several acts, regulating fees.

An act making specific appropriations for the year 1823.

An act, supplemental to an act, entitled an act, authorizing the laying off certain state roads in this state and appropriating 100,000 dollars of the fund, com-

monly called the three per cent. fund, for opening the same; approved, December 31, 1821.

An act authorizing the Governor, to rent such buildings in the town of Corydon as may be necessary for his accommodation.

An act to locate a state road from Lawrenceburgh to Brookville, thence to Connersville, thence to Centreville, thence to Winchester and thence to Fort Wayne.

An act to legalize the proceedings of the Franklin and Union circuit courts, relative to the partition of certain real estate, among the heirs of Thomas Harper, deceased.

An act, to revive and continue in force an act, entitled an act, to establish a permanent state road from Leavenworth or Fredonia, to Terre Haute.

An act relative to the three per cent. fund.

An act to provide for judicial circuits, and fixing the times of holding courts therein, and for other purposes.

A message from the Governor, by Mr. Payne, his private secretary.

Mr. President,

I am directed by his excellency, the Governor, to announce to the Senate, that he did, on this day, approve and sign:

An act, in addition to an act, declaring certain streams therein named, public highways; approved, January 17, 1820.

An act to authorize the Governor, to rent such buildings in the town of Corydon, as may be necessary for his accommodation.

An act to provide for judicial circuits, and fixing the times of holding courts therein, and for other purposes.

An act, to revive and continue in force an act, entitled an act, to establish a permanent road from Fredonia or Leavenworth, to Terre Haute; approved, January 2, 1822.

An act, supplemental to an act, entitled an act, authorizing the laying off certain state roads in this state, and appropriating \$100,000 of the fund, commonly called the three per cent. fund, for opening the same; approved, December 31, 1821.

An act, to amend the several acts, regulating fees.

An act to locate a state road from Lawrenceburgh to Brookville, from thence to Connersville, thence to Centreville, thence to Winchester and thence to Fort Wayne.

An act, to amend an act, for the better regulation of the militia of the state of Indiana, and for other purposes.

An act to legalize the proceedings of the Franklin and Union circuit courts, relative to the partition of certain real estate, among the heirs of Thomas Harper, deceased.

A joint resolution relative to the national road.

An act relative to the three per cent. fund.

All of which originated in the Senate.

A message from the House of Representatives, by Mr. Thornton, their assistant clerk:

Mr. President,

The House of Representatives have adopted the following resolution:

Resolved, That the Senate be informed, that the House of Representatives having gone through their legislative business, are now ready to adjourn *sine die*.

On motion by Mr. Thompson,

Resolved, That the House of Representatives be informed that the Senate having disposed of all legislative business before them, are now ready to adjourn *sine die*.

Ordered, That Mr. Thompson inform the House of Representatives thereof. And

On motion by Mr. Baird,

Ordered, That the Senate adjourn *sine die*.

JAMES DILL, *Secretary*.



